

House Study Bill 253 - Introduced

HOUSE FILE _____
BY (PROPOSED COMMITTEE ON
APPROPRIATIONS BILL BY
CHAIRPERSON GRASSLEY)

A BILL FOR

1 An Act relating to appropriations for health and human
2 services and veterans and including other related provisions
3 and appropriations, providing penalties, and including
4 effective date and retroactive and other applicability date
5 provisions.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 by area agencies on aging that require compliance with both
2 state and federal laws, rules, and regulations, including but
3 not limited to all of the following:

4 (1) Requiring that expenditures are incurred only for goods
5 or services received or performed prior to the end of the
6 fiscal period designated for use of the funds.

7 (2) Prohibiting prepayment for goods or services not
8 received or performed prior to the end of the fiscal period
9 designated for use of the funds.

10 (3) Prohibiting prepayment for goods or services not
11 defined specifically by good or service, time period, or
12 recipient.

13 (4) Prohibiting the establishment of accounts from which
14 future goods or services which are not defined specifically by
15 good or service, time period, or recipient, may be purchased.

16 b. The procedures shall provide that if any funds are
17 expended in a manner that is not in compliance with the
18 procedures and applicable federal and state laws, rules, and
19 regulations, and are subsequently subject to repayment, the
20 area agency on aging expending such funds in contravention of
21 such procedures, laws, rules and regulations, not the state,
22 shall be liable for such repayment.

23 4. Of the funds appropriated in this section, at least
24 \$600,000 shall be used to fund home and community-based
25 services through the area agencies on aging that enable older
26 individuals to avoid more costly utilization of residential or
27 institutional services and remain in their own homes.

28 5. Of the funds appropriated in this section, \$812,000 shall
29 be used for the purposes of [chapter 231E](#) and to administer
30 the prevention of elder abuse, neglect, and exploitation
31 program pursuant to [section 231.56A](#), in accordance with the
32 requirements of the federal Older Americans Act of 1965, 42
33 U.S.C. §3001 et seq., as amended.

34 6. Of the funds appropriated in this section, \$1,000,000
35 shall be used to fund continuation of the aging and disability

1 resource center lifelong links to provide individuals and
2 caregivers with information and services to plan for and
3 maintain independence.

4 7. Of the funds appropriated in this section, \$250,000
5 shall be used by the department on aging, in collaboration with
6 the department of human services and affected stakeholders, to
7 expand the pilot initiative to provide long-term care options
8 counseling utilizing support planning protocols, to assist
9 non-Medicaid eligible consumers who indicate a preference
10 to return to the community and are deemed appropriate for
11 discharge, to return to their community following a nursing
12 facility stay. The department on aging shall submit a report
13 regarding the outcomes of the pilot initiative to the governor
14 and the general assembly by December 15, 2019.

15 DIVISION II

16 OFFICE OF LONG-TERM CARE OMBUDSMAN — FY 2019-2020

17 Sec. 2. OFFICE OF LONG-TERM CARE OMBUDSMAN. There is
18 appropriated from the general fund of the state to the office
19 of long-term care ombudsman for the fiscal year beginning July
20 1, 2019, and ending June 30, 2020, the following amount, or
21 so much thereof as is necessary, to be used for the purposes
22 designated:

23 For salaries, support, administration, maintenance, and
24 miscellaneous purposes, and for not more than the following
25 full-time equivalent positions:

26	\$	1,149,821
27	FTEs	16.00

28 DIVISION III

29 DEPARTMENT OF PUBLIC HEALTH — FY 2019-2020

30 Sec. 3. DEPARTMENT OF PUBLIC HEALTH. There is appropriated
31 from the general fund of the state to the department of public
32 health for the fiscal year beginning July 1, 2019, and ending
33 June 30, 2020, the following amounts, or so much thereof as is
34 necessary, to be used for the purposes designated:

35 1. ADDICTIVE DISORDERS

1 For reducing the prevalence of the use of tobacco, alcohol,
2 and other drugs, and treating individuals affected by addictive
3 behaviors, including gambling, and for not more than the
4 following full-time equivalent positions:

5 \$ 25,110,000
6 FTEs 11.00

7 a. (1) Of the funds appropriated in this subsection,
8 \$4,021,000 shall be used for the tobacco use prevention
9 and control initiative, including efforts at the state and
10 local levels, as provided in [chapter 142A](#). The commission
11 on tobacco use prevention and control established pursuant
12 to [section 142A.3](#) shall advise the director of public health
13 in prioritizing funding needs and the allocation of moneys
14 appropriated for the programs and initiatives. Activities
15 of the programs and initiatives shall be in alignment with
16 the United States centers for disease control and prevention
17 best practices for comprehensive tobacco control programs that
18 include the goals of preventing youth initiation of tobacco
19 usage, reducing exposure to secondhand smoke, and promotion
20 of tobacco cessation. To maximize resources, the department
21 shall determine if third-party sources are available to
22 instead provide nicotine replacement products to an applicant
23 prior to provision of such products to an applicant under
24 the initiative. The department shall track and report to
25 the individuals specified in this Act, any reduction in
26 the provision of nicotine replacement products realized by
27 the initiative through implementation of the prerequisite
28 screening.

29 (2) (a) The department shall collaborate with the
30 alcoholic beverages division of the department of commerce for
31 enforcement of tobacco laws, regulations, and ordinances and to
32 engage in tobacco control activities approved by the division
33 of tobacco use prevention and control of the department of
34 public health as specified in the memorandum of understanding
35 entered into between the divisions.

1 (b) For the fiscal year beginning July 1, 2019, and ending
2 June 30, 2020, the terms of the memorandum of understanding,
3 entered into between the division of tobacco use prevention
4 and control of the department of public health and the
5 alcoholic beverages division of the department of commerce,
6 governing compliance checks conducted to ensure licensed retail
7 tobacco outlet conformity with tobacco laws, regulations, and
8 ordinances relating to persons under 18 years of age, shall
9 continue to restrict the number of such checks to one check per
10 retail outlet, and one additional check for any retail outlet
11 found to be in violation during the first check.

12 b. (1) Of the funds appropriated in this subsection,
13 \$21,089,000 shall be used for problem gambling and
14 substance-related disorder prevention, treatment, and recovery
15 services, including a 24-hour helpline, public information
16 resources, professional training, youth prevention, and program
17 evaluation.

18 (2) Of the amount allocated under this paragraph, \$306,000
19 shall be utilized by the department of public health, in
20 collaboration with the department of human services, to support
21 establishment and maintenance of a single statewide 24-hour
22 crisis hotline for the Iowa children's behavioral health system
23 that incorporates warmline services which may be provided
24 through expansion of existing capabilities maintained by the
25 department of public health as required pursuant to 2018 Iowa
26 Acts, chapter 1056, section 16.

27 c. The requirement of [section 123.17, subsection 5](#), is met
28 by the appropriations and allocations made in this division of
29 this Act for purposes of substance-related disorder treatment
30 and addictive disorders for the fiscal year beginning July 1,
31 2019.

32 2. HEALTHY CHILDREN AND FAMILIES

33 For promoting the optimum health status for children and
34 adolescents from birth through 21 years of age, and families,
35 and for not more than the following full-time equivalent

1 positions:

2	\$	5,817,057
3	FTEs	13.00

4 a. Of the funds appropriated in this subsection, not more
5 than \$734,000 shall be used for the healthy opportunities for
6 parents to experience success (HOPES)-healthy families Iowa
7 (HFI) program established pursuant to [section 135.106](#).

8 b. In order to implement the legislative intent stated
9 in sections [135.106](#) and [256I.9](#), priority for home visitation
10 program funding shall be given to programs using evidence-based
11 or promising models for home visitation.

12 c. Of the funds appropriated in this subsection, \$3,075,000
13 shall be used for continuation of the department's initiative
14 to provide for adequate developmental surveillance and
15 screening during a child's first five years. The funds shall
16 be used first to fully fund the current sites to ensure that
17 the sites are fully operational, with the remaining funds
18 to be used for expansion to additional sites. The full
19 implementation and expansion shall include enhancing the scope
20 of the initiative through collaboration with the child health
21 specialty clinics to promote healthy child development through
22 early identification and response to both biomedical and social
23 determinants of healthy development; by monitoring child
24 health metrics to inform practice, document long-term health
25 impacts and savings, and provide for continuous improvement
26 through training, education, and evaluation; and by providing
27 for practitioner consultation particularly for children with
28 behavioral conditions and needs. The department of public
29 health shall also collaborate with the Iowa Medicaid enterprise
30 and the child health specialty clinics to integrate the
31 activities of the first five initiative into the establishment
32 of patient-centered medical homes, community utilities,
33 accountable care organizations, and other integrated care
34 models developed to improve health quality and population
35 health while reducing health care costs. To the maximum extent

1 possible, funding allocated in this paragraph shall be utilized
2 as matching funds for medical assistance program reimbursement.

3 d. Of the funds appropriated in this subsection, \$64,000
4 shall be used to provide funds for a donated dental services
5 program patterned after the projects developed by the lifeline
6 network to provide dental services to indigent individuals who
7 are elderly or with disabilities.

8 e. Of the funds appropriated in this subsection, \$156,000
9 shall be used to provide audiological services and hearing aids
10 for children.

11 f. Of the funds appropriated in this subsection, \$23,000 is
12 transferred to the university of Iowa college of dentistry for
13 provision of primary dental services to children. State funds
14 shall be matched on a dollar-for-dollar basis. The university
15 of Iowa college of dentistry shall coordinate efforts with the
16 department of public health, oral and health delivery system
17 bureau, to provide dental care to underserved populations
18 throughout the state.

19 g. Of the funds appropriated in this subsection, \$50,000
20 shall be used to address youth suicide prevention.

21 h. Of the funds appropriated in this subsection, \$40,000
22 shall be used to support the Iowa effort to address the survey
23 of children who experience adverse childhood experiences known
24 as ACEs.

25 i. Of the funds appropriated in this subsection, up to
26 \$494,000 shall be used for childhood obesity prevention.

27 3. CHRONIC CONDITIONS

28 For serving individuals identified as having chronic
29 conditions or special health care needs, and for not more than
30 the following full-time equivalent positions:

31	\$	4,223,519
32	FTEs	9.00

33 a. Of the funds appropriated in this subsection, \$153,000
34 shall be used for grants to individual patients who have an
35 inherited metabolic disorder to assist with the costs of

1 medically necessary foods and formula.

2 b. Of the funds appropriated in this subsection, \$1,055,000
3 shall be used for the brain injury services program pursuant to
4 section 135.22B, including for resource facilitator services in
5 accordance with [section 135.22B, subsection 9](#), and to enhance
6 brain injury training and recruitment of service providers on a
7 statewide basis. Of the amount allocated in this paragraph,
8 \$95,000 shall be used to fund one full-time equivalent position
9 to serve as the state brain injury services program manager.

10 c. Of the funds appropriated in this subsection, \$144,000
11 shall be used to provide education, client-centered programs,
12 and client and family support for people living with epilepsy
13 and their families. If the department does not administer
14 this paragraph "c" internally, the amount allocated in this
15 paragraph shall be matched dollar-for-dollar by the contractor
16 selected through the request for proposals process.

17 d. Of the funds appropriated in this subsection, \$809,000
18 shall be used for child health specialty clinics.

19 e. Of the funds appropriated in this subsection, \$384,000
20 shall be used by the regional autism assistance program
21 established pursuant to [section 256.35](#), and administered by
22 the child health specialty clinic located at the university of
23 Iowa hospitals and clinics. The funds shall be used to enhance
24 interagency collaboration and coordination of educational,
25 medical, and other human services for persons with autism,
26 their families, and providers of services, including delivering
27 regionalized services of care coordination, family navigation,
28 and integration of services through the statewide system of
29 regional child health specialty clinics and fulfilling other
30 requirements as specified in [chapter 225D](#). The university of
31 Iowa shall not receive funds allocated under this paragraph for
32 indirect costs associated with the regional autism assistance
33 program.

34 f. Of the funds appropriated in this subsection, \$577,000
35 shall be used for the comprehensive cancer control program to

1 reduce the burden of cancer in Iowa through prevention, early
2 detection, effective treatment, and ensuring quality of life.
3 Of the funds allocated in this paragraph "f", \$150,000 shall
4 be used to support a melanoma research symposium, a melanoma
5 biorepository and registry, basic and translational melanoma
6 research, and clinical trials.

7 g. Of the funds appropriated in this subsection, \$97,000
8 shall be used for cervical and colon cancer screening, and
9 \$177,000 shall be used to enhance the capacity of the cervical
10 cancer screening program to include provision of recommended
11 prevention and early detection measures to a broader range of
12 low-income women.

13 h. Of the funds appropriated in this subsection, \$506,000
14 shall be used for the center for congenital and inherited
15 disorders.

16 4. COMMUNITY CAPACITY

17 For strengthening the health care delivery system at the
18 local level, and for not more than the following full-time
19 equivalent positions:

20	\$ 5,516,677
21	FTEs 13.00

22 a. Of the funds appropriated in this subsection, \$95,000
23 is allocated for continuation of the child vision screening
24 program implemented through the university of Iowa hospitals
25 and clinics in collaboration with early childhood Iowa areas.
26 The program shall submit a report to the department regarding
27 the use of funds allocated under this paragraph "a". The
28 report shall include the objectives and results for the
29 program year including the target population and how the funds
30 allocated assisted the program in meeting the objectives; the
31 number, age, and location within the state of individuals
32 served; the type of services provided to the individuals
33 served; the distribution of funds based on service provided;
34 and the continuing needs of the program.

35 b. Of the funds appropriated in this subsection, \$48,000

1 shall be used for a program to rotate intern psychologists
2 in placements in urban and rural mental health professional
3 shortage areas. For the purposes of this paragraph "b",
4 "mental health professional shortage areas" means geographic
5 areas in this state that have been designated by the United
6 States department of health and human services, health
7 resources and services administration, bureau of health
8 professionals, as having a shortage of mental health
9 professionals.

10 c. Of the funds appropriated in this subsection, the
11 following amounts are allocated to be used as follows
12 to support the goals of increased access, health system
13 integration, and engagement:

14 (1) Not less than \$542,000 is allocated for the
15 pharmaceutical infrastructure for safety net providers as
16 described in [2007 Iowa Acts, chapter 218, section 108](#), and for
17 the prescription drug donation repository program created in
18 chapter 135M.

19 (2) Not less than \$334,000 is allocated for free clinics
20 for necessary infrastructure, statewide coordination, provider
21 recruitment, service delivery, and provision of assistance to
22 patients in securing a medical home inclusive of oral health
23 care.

24 (3) Not less than \$25,000 is allocated for rural health
25 clinics for necessary infrastructure and service delivery
26 transformation.

27 (4) Not less than \$205,000 is allocated for the safety net
28 provider patients access to specialty health care initiative as
29 described in [2007 Iowa Acts, chapter 218, section 109](#).

30 d. Of the funds appropriated in this subsection, \$191,000
31 is allocated for the purposes of health care and public health
32 workforce initiatives.

33 e. Of the funds appropriated in this subsection, \$96,000
34 shall be used for a matching dental education loan repayment
35 program.

1 f. Of the funds appropriated in this subsection, \$100,000
2 shall be used for the purposes of the Iowa donor registry as
3 specified in [section 142C.18](#).

4 g. Of the funds appropriated in this subsection, \$96,000
5 shall be used for efforts to preserve sight and prevent
6 blindness through education, nationally certified vision
7 screening and training, and community and patient service
8 programs for children and adults. If the department does
9 not administer this paragraph "g" internally, the contractor
10 selected through the request for proposals process shall
11 submit a report to the department regarding the use of funds
12 allocated under this paragraph "g". The report shall include
13 the objectives and results for the program year including
14 the target population and how the funds allocated assisted
15 the program in meeting the objectives; the number, age, and
16 location within the state of individuals served; the type of
17 services provided to the individuals served; the distribution
18 of funds based on services provided; and the continuing needs
19 of the program.

20 h. Of the funds appropriated in this subsection, \$2,000,000
21 shall be deposited in the medical residency training account
22 created in section 135.175, subsection 5, paragraph "a", and
23 is appropriated from the account to the department of public
24 health to be used for the purposes of the medical residency
25 training state matching grants program as specified in section
26 135.176.

27 i. Of the funds appropriated in this subsection, \$250,000
28 shall be used for the public purpose of providing funding to
29 Des Moines university to continue a provider education project
30 to provide primary care physicians with the training and skills
31 necessary to recognize the signs of mental illness in patients.

32 j. Of the funds appropriated in this subsection, \$400,000
33 shall be used for rural psychiatric residencies to support the
34 annual creation and training of four psychiatric residents who
35 will provide mental health services in underserved areas of the

1 state.

2 k. Of the funds appropriated in this subsection, \$150,000
3 shall be used for psychiatric training to increase access to
4 mental health care services by expanding the mental health
5 workforce via training of additional physician assistants and
6 nurse practitioners.

7 5. ESSENTIAL PUBLIC HEALTH SERVICES

8 To provide public health services that reduce risks and
9 invest in promoting and protecting good health over the
10 course of a lifetime with a priority given to older Iowans and
11 vulnerable populations:

12 \$ 7,662,464

13 6. INFECTIOUS DISEASES

14 For reducing the incidence and prevalence of communicable
15 diseases, and for not more than the following full-time
16 equivalent positions:

17 \$ 1,796,426

18 FTEs 4.00

19 7. PUBLIC PROTECTION

20 For protecting the health and safety of the public through
21 establishing standards and enforcing regulations, and for not
22 more than the following full-time equivalent positions:

23 \$ 4,093,383

24 FTEs 142.00

25 a. Of the funds appropriated in this subsection, not more
26 than \$304,000 shall be credited to the emergency medical
27 services fund created in [section 135.25](#). Moneys in the
28 emergency medical services fund are appropriated to the
29 department to be used for the purposes of the fund.

30 b. Of the funds appropriated in this subsection, up
31 to \$243,000 shall be used for sexual violence prevention
32 programming, and for a training program for sexual assault
33 response team (SART) members, including representatives of
34 law enforcement, victim advocates, prosecutors, and certified
35 medical personnel. The amount allocated in this paragraph "b"

1 shall not be used to supplant funding administered for other
2 sexual violence prevention or victims assistance programs.

3 c. Of the funds appropriated in this subsection, up to
4 \$500,000 shall be used for the state poison control center.
5 Pursuant to the directive under 2014 Iowa Acts, chapter
6 1140, section 102, the federal matching funds available to
7 the state poison control center from the department of human
8 services under the federal Children's Health Insurance Program
9 Reauthorization Act allotment shall be subject to the federal
10 administrative cap rule of 10 percent applicable to funding
11 provided under Tit. XXI of the federal Social Security Act and
12 included within the department's calculations of the cap.

13 d. Of the funds appropriated in this subsection, up to
14 \$504,000 shall be used for childhood lead poisoning provisions.

15 8. RESOURCE MANAGEMENT

16 For establishing and sustaining the overall ability of the
17 department to deliver services to the public, and for not more
18 than the following full-time equivalent positions:

19	\$	971,215
20	FTEs	4.00

21 9. MISCELLANEOUS PROVISIONS

22 The university of Iowa hospitals and clinics under the
23 control of the state board of regents shall not receive
24 indirect costs from the funds appropriated in this section.
25 The university of Iowa hospitals and clinics billings to the
26 department shall be on at least a quarterly basis.

27 Sec. 4. USE OF REQUEST FOR PROPOSALS PROCESS — PROHIBITED
28 USE OF FUNDS FOR LOBBYING.

29 1. a. If an entity is not specified to receive moneys
30 allocated or appropriated to administer a program or activity
31 in this division of this Act and the department elects not
32 to administer such program or activity internally, a request
33 for proposals process shall be utilized to select an entity to
34 administer such program or activity.

35 b. Unless otherwise specifically provided, the department

1 shall not retain any portion of the funds allocated or
2 appropriated for programs or activities administered by a
3 specified entity or by an entity selected through a request for
4 proposals process to be used for administrative costs under
5 this division of this Act.

6 c. The department shall submit a report to the individuals
7 identified in this Act for submission of reports by December
8 15, 2019, regarding the outcomes of any program or activity
9 administered by a specified entity or an entity selected
10 through a request for proposals process under this division of
11 this Act.

12 2. Moneys appropriated or allocated under this division of
13 this Act shall not be used, directly or indirectly, for the
14 compensation of a lobbyist. For the purposes of this section,
15 "lobbyist" means the same as defined in section 68B.2; however,
16 "lobbyist" does not include a person employed by a state agency
17 of the executive branch of state government who represents
18 the agency relative to the passage, defeat, approval, or
19 modification of legislation that is being considered by the
20 general assembly.

21 DIVISION IV

22 DEPARTMENT OF VETERANS AFFAIRS — FY 2019-2020

23 Sec. 5. DEPARTMENT OF VETERANS AFFAIRS. There is
24 appropriated from the general fund of the state to the
25 department of veterans affairs for the fiscal year beginning
26 July 1, 2019, and ending June 30, 2020, the following amounts,
27 or so much thereof as is necessary, to be used for the purposes
28 designated:

29 1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION

30 For salaries, support, maintenance, and miscellaneous
31 purposes, and for not more than the following full-time
32 equivalent positions:

33	\$	1,225,500
34	FTEs	15.00

35 2. IOWA VETERANS HOME

1 For salaries, support, maintenance, and miscellaneous
2 purposes:

3 \$ 7,162,976

4 a. The Iowa veterans home billings involving the department
5 of human services shall be submitted to the department on at
6 least a monthly basis.

7 b. Within available resources and in conformance with
8 associated state and federal program eligibility requirements,
9 the Iowa veterans home may implement measures to provide
10 financial assistance to or on behalf of veterans or their
11 spouses who are participating in the community reentry program.

12 c. The Iowa veterans home expenditure report shall be
13 submitted monthly to the legislative services agency.

14 d. The Iowa veterans home shall continue to include in the
15 annual discharge report applicant information to provide for
16 the collection of demographic information including but not
17 limited to the number of individuals applying for admission and
18 admitted or denied admittance and the basis for the admission
19 or denial; the age, gender, and race of such individuals;
20 and the level of care for which such individuals applied for
21 admission including residential or nursing level of care.

22 3. HOME OWNERSHIP ASSISTANCE PROGRAM

23 For transfer to the Iowa finance authority for the
24 continuation of the home ownership assistance program for
25 persons who are or were eligible members of the armed forces of
26 the United States, pursuant to [section 16.54](#):

27 \$ 2,000,000

28 Sec. 6. LIMITATION OF COUNTY COMMISSIONS OF VETERAN AFFAIRS
29 FUND STANDING APPROPRIATIONS. Notwithstanding the standing
30 appropriation in [section 35A.16](#) for the fiscal year beginning
31 July 1, 2019, and ending June 30, 2020, the amount appropriated
32 from the general fund of the state pursuant to that section
33 for the following designated purposes shall not exceed the
34 following amount:

35 For the county commissions of veteran affairs fund under

1 section 35A.16:
2 \$ 990,000

3 DIVISION V

4 DEPARTMENT OF HUMAN SERVICES — FY 2019-2020

5 Sec. 7. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK

6 GRANT. There is appropriated from the fund created in section
7 8.41 to the department of human services for the fiscal year
8 beginning July 1, 2019, and ending June 30, 2020, from moneys
9 received under the federal temporary assistance for needy
10 families (TANF) block grant pursuant to the federal Personal
11 Responsibility and Work Opportunity Reconciliation Act of 1996,
12 Pub. L. No. 104-193, and successor legislation, the following
13 amounts, or so much thereof as is necessary, to be used for the
14 purposes designated:

15 1. To be credited to the family investment program account
16 and used for assistance under the family investment program
17 under [chapter 239B](#):

18 \$ 4,524,006

19 2. To be credited to the family investment program account
20 and used for the job opportunities and basic skills (JOBS)
21 program and implementing family investment agreements in
22 accordance with [chapter 239B](#):

23 \$ 5,412,060

24 3. To be used for the family development and
25 self-sufficiency grant program in accordance with section
26 216A.107:

27 \$ 2,898,980

28 Notwithstanding [section 8.33](#), moneys appropriated in this
29 subsection that remain unencumbered or unobligated at the close
30 of the fiscal year shall not revert but shall remain available
31 for expenditure for the purposes designated until the close of
32 the succeeding fiscal year. However, unless such moneys are
33 encumbered or obligated on or before September 30, 2020, the
34 moneys shall revert.

35 4. For field operations:

1 \$ 31,296,232

2 5. For general administration:

3 \$ 3,744,000

4 6. For state child care assistance:

5 \$ 47,166,826

6 a. Of the funds appropriated in this subsection,

7 \$26,205,412 is transferred to the child care and development

8 block grant appropriation made by the Eighty-eighth General

9 Assembly, 2019 session, for the federal fiscal year beginning

10 October 1, 2019, and ending September 30, 2020. Of this

11 amount, \$200,000 shall be used for provision of educational

12 opportunities to registered child care home providers in order

13 to improve services and programs offered by this category

14 of providers and to increase the number of providers. The

15 department may contract with institutions of higher education

16 or child care resource and referral centers to provide

17 the educational opportunities. Allowable administrative

18 costs under the contracts shall not exceed 5 percent. The

19 application for a grant shall not exceed two pages in length.

20 b. Any funds appropriated in this subsection remaining

21 unallocated shall be used for state child care assistance

22 payments for families who are employed including but not

23 limited to individuals enrolled in the family investment

24 program.

25 7. For child and family services:

26 \$ 32,380,654

27 8. For child abuse prevention grants:

28 \$ 125,000

29 9. For pregnancy prevention grants on the condition that

30 family planning services are funded:

31 \$ 1,913,203

32 Pregnancy prevention grants shall be awarded to programs

33 in existence on or before July 1, 2019, if the programs have

34 demonstrated positive outcomes. Grants shall be awarded to

35 pregnancy prevention programs which are developed after July

1 1, 2019, if the programs are based on existing models that
2 have demonstrated positive outcomes. Grants shall comply with
3 the requirements provided in 1997 Iowa Acts, chapter 208,
4 section 14, subsections 1 and 2, including the requirement that
5 grant programs must emphasize sexual abstinence. Priority in
6 the awarding of grants shall be given to programs that serve
7 areas of the state which demonstrate the highest percentage of
8 unplanned pregnancies of females of childbearing age within the
9 geographic area to be served by the grant.

10 10. For technology needs and other resources necessary
11 to meet federal welfare reform reporting, tracking, and case
12 management requirements:

13 \$ 1,037,186

14 11. a. Notwithstanding any provision to the contrary,
15 including but not limited to requirements in [section 8.41](#) or
16 provisions in 2018 Iowa Acts or 2019 Iowa Acts regarding the
17 receipt and appropriation of federal block grants, federal
18 funds from the temporary assistance for needy families block
19 grant received by the state and not otherwise appropriated
20 in this section and remaining available for the fiscal year
21 beginning July 1, 2019, are appropriated to the department of
22 human services to the extent as may be necessary to be used in
23 the following priority order: the family investment program,
24 for state child care assistance program payments for families
25 who are employed, and for the family investment program share
26 of system costs for eligibility determination and related
27 functions. The federal funds appropriated in this paragraph
28 "a" shall be expended only after all other funds appropriated
29 in subsection 1 for assistance under the family investment
30 program, in subsection 6 for state child care assistance, or
31 in subsection 10 for technology costs related to the family
32 investment program, as applicable, have been expended. For
33 the purposes of this subsection, the funds appropriated in
34 subsection 6, paragraph "a", for transfer to the child care
35 and development block grant appropriation are considered fully

1 expended when the full amount has been transferred.

2 b. The department shall, on a quarterly basis, advise the
3 legislative services agency and department of management of
4 the amount of funds appropriated in this subsection that was
5 expended in the prior quarter.

6 12. Of the amounts appropriated in this section,
7 \$12,962,008 for the fiscal year beginning July 1, 2019, is
8 transferred to the appropriation of the federal social services
9 block grant made to the department of human services for that
10 fiscal year.

11 13. For continuation of the program providing categorical
12 eligibility for the food assistance program as specified
13 for the program in the section of this division of this Act
14 relating to the family investment program account:

15 \$ 14,236

16 14. The department may transfer funds allocated in this
17 section to the appropriations made in this division of this Act
18 for the same fiscal year for general administration and field
19 operations for resources necessary to implement and operate the
20 services referred to in this section and those funded in the
21 appropriation made in this division of this Act for the same
22 fiscal year for the family investment program from the general
23 fund of the state.

24 15. With the exception of moneys allocated under this
25 section for the family development and self-sufficiency grant
26 program, to the extent moneys allocated in this section are
27 deemed by the department not to be necessary to support the
28 purposes for which they are allocated, such moneys may be
29 used in the same fiscal year for any other purpose for which
30 funds are allocated in this section or in section 8 of this
31 division for the family investment program account. If there
32 are conflicting needs, priority shall first be given to the
33 family investment program account as specified under subsection
34 1 of this section and used for the purposes of assistance under
35 the family investment program in accordance with [chapter 239B](#),

1 followed by state child care assistance program payments for
2 families who are employed, followed by other priorities as
3 specified by the department.

4 Sec. 8. FAMILY INVESTMENT PROGRAM ACCOUNT.

5 1. Moneys credited to the family investment program (FIP)
6 account for the fiscal year beginning July 1, 2019, and
7 ending June 30, 2020, shall be used to provide assistance in
8 accordance with chapter 239B.

9 2. The department may use a portion of the moneys credited
10 to the FIP account under this section as necessary for
11 salaries, support, maintenance, and miscellaneous purposes.

12 3. The department may transfer funds allocated in
13 subsection 4, excluding the allocation under subsection 4,
14 paragraph "b", to the appropriations made in this division of
15 this Act for the same fiscal year for general administration
16 and field operations for resources necessary to implement
17 and operate the services referred to in this section and
18 those funded in the appropriations made in section 7 for the
19 temporary assistance for needy families block grant and in
20 section 9 for the family investment program from the general
21 fund of the state in this division of this Act for the same
22 fiscal year.

23 4. Moneys appropriated in this division of this Act and
24 credited to the FIP account for the fiscal year beginning July
25 1, 2019, and ending June 30, 2020, are allocated as follows:

26 a. To be retained by the department of human services to
27 be used for coordinating with the department of human rights
28 to more effectively serve participants in FIP and other shared
29 clients and to meet federal reporting requirements under the
30 federal temporary assistance for needy families block grant:
31 \$ 20,000

32 b. To the department of human rights for staffing,
33 administration, and implementation of the family development
34 and self-sufficiency grant program in accordance with section
35 216A.107:

1 \$ 6,192,834

2 (1) Of the funds allocated for the family development
3 and self-sufficiency grant program in this paragraph "b",
4 not more than 5 percent of the funds shall be used for the
5 administration of the grant program.

6 (2) The department of human rights may continue to implement
7 the family development and self-sufficiency grant program
8 statewide during fiscal year 2019-2020.

9 (3) The department of human rights may engage in activities
10 to strengthen and improve family outcomes measures and
11 data collection systems under the family development and
12 self-sufficiency grant program.

13 c. For the diversion subaccount of the FIP account:
14 \$ 815,000

15 A portion of the moneys allocated for the diversion
16 subaccount may be used for field operations, salaries, data
17 management system development, and implementation costs and
18 support deemed necessary by the director of human services
19 in order to administer the FIP diversion program. To the
20 extent moneys allocated in this paragraph "c" are deemed by the
21 department not to be necessary to support diversion activities,
22 such moneys may be used for other efforts intended to increase
23 engagement by family investment program participants in work,
24 education, or training activities, or for the purposes of
25 assistance under the family investment program in accordance
26 with [chapter 239B](#).

27 d. For the food assistance employment and training program:
28 \$ 66,588

29 (1) The department shall apply the federal supplemental
30 nutrition assistance program (SNAP) employment and training
31 state plan in order to maximize to the fullest extent permitted
32 by federal law the use of the 50 percent federal reimbursement
33 provisions for the claiming of allowable federal reimbursement
34 funds from the United States department of agriculture
35 pursuant to the federal SNAP employment and training program

1 for providing education, employment, and training services
2 for eligible food assistance program participants, including
3 but not limited to related dependent care and transportation
4 expenses.

5 (2) The department shall continue the categorical federal
6 food assistance program eligibility at 160 percent of the
7 federal poverty level and continue to eliminate the asset test
8 from eligibility requirements, consistent with federal food
9 assistance program requirements. The department shall include
10 as many food assistance households as is allowed by federal
11 law. The eligibility provisions shall conform to all federal
12 requirements including requirements addressing individuals who
13 are incarcerated or otherwise ineligible.

14 e. For the JOBS program:

15 \$ 12,018,258

16 5. Of the child support collections assigned under FIP,
17 an amount equal to the federal share of support collections
18 shall be credited to the child support recovery appropriation
19 made in this division of this Act. Of the remainder of the
20 assigned child support collections received by the child
21 support recovery unit, a portion shall be credited to the FIP
22 account, a portion may be used to increase recoveries, and a
23 portion may be used to sustain cash flow in the child support
24 payments account. If as a consequence of the appropriations
25 and allocations made in this section the resulting amounts
26 are insufficient to sustain cash assistance payments and meet
27 federal maintenance of effort requirements, the department
28 shall seek supplemental funding. If child support collections
29 assigned under FIP are greater than estimated or are otherwise
30 determined not to be required for maintenance of effort, the
31 state share of either amount may be transferred to or retained
32 in the child support payments account.

33 6. The department may adopt emergency rules for the family
34 investment, JOBS, food assistance, and medical assistance
35 programs if necessary to comply with federal requirements.

1 (2) For state child care assistance.

2 (3) For child and family services.

3 (4) For field operations.

4 (5) For general administration.

5 b. This subsection shall not be construed to prohibit the
6 use of existing state transfer authority for other purposes.
7 The department shall report any transfers made pursuant to this
8 subsection to the legislative services agency.

9 4. Of the funds appropriated in this section, \$195,000 shall
10 be used for the provision of tax preparation assistance to
11 low-income Iowans in order to expand the usage of the earned
12 income tax credit. The purpose of the allocation is to supply
13 this assistance to underserved areas of the state.

14 5. Of the funds appropriated in this section, \$70,000
15 shall be used for the parenting program as specified in
16 441 IAC ch. 100, relating to parental obligations, in which
17 the child support recovery unit participates. The funds
18 allocated in this subsection shall be used to develop a larger
19 community effort, through public and private partnerships, to
20 support a broad-based multi-county parenthood initiative that
21 promotes payment of child support obligations, improved family
22 relationships, and full-time employment.

23 6. The department may transfer funds appropriated in this
24 section, excluding the allocation in subsection 2 for the
25 family development and self-sufficiency grant program, to the
26 appropriations made in this division of this Act for general
27 administration and field operations as necessary to administer
28 this section, section 7 for the temporary assistance for needy
29 families block grant, and section 8 for the family investment
30 program account.

31 Sec. 10. CHILD SUPPORT RECOVERY. There is appropriated
32 from the general fund of the state to the department of human
33 services for the fiscal year beginning July 1, 2019, and ending
34 June 30, 2020, the following amount, or so much thereof as is
35 necessary, to be used for the purposes designated:

1 For child support recovery, including salaries, support,
2 maintenance, and miscellaneous purposes, and for not more than
3 the following full-time equivalent positions:

4 \$ 15,265,040
5 FTEs 459.00

6 1. The department shall expend up to \$24,000, including
7 federal financial participation, for the fiscal year beginning
8 July 1, 2019, for a child support public awareness campaign.
9 The department and the office of the attorney general shall
10 cooperate in continuation of the campaign. The public
11 awareness campaign shall emphasize, through a variety of
12 media activities, the importance of maximum involvement of
13 both parents in the lives of their children as well as the
14 importance of payment of child support obligations.

15 2. Federal access and visitation grant moneys shall be
16 issued directly to private not-for-profit agencies that provide
17 services designed to increase compliance with the child access
18 provisions of court orders, including but not limited to
19 neutral visitation sites and mediation services.

20 3. The appropriation made to the department for child
21 support recovery may be used throughout the fiscal year in the
22 manner necessary for purposes of cash flow management, and for
23 cash flow management purposes the department may temporarily
24 draw more than the amount appropriated, provided the amount
25 appropriated is not exceeded at the close of the fiscal year.

26 Sec. 11. HEALTH CARE TRUST FUND — MEDICAL ASSISTANCE —
27 FY 2019-2020. Any funds remaining in the health care trust
28 fund created in [section 453A.35A](#) for the fiscal year beginning
29 July 1, 2019, and ending June 30, 2020, are appropriated to
30 the department of human services to supplement the medical
31 assistance program appropriations made in this division of this
32 Act, for medical assistance reimbursement and associated costs,
33 including program administration and costs associated with
34 program implementation.

35 Sec. 12. MEDICAID FRAUD FUND — MEDICAL ASSISTANCE — FY

1 2019-2020. Any funds remaining in the Medicaid fraud fund
2 created in [section 249A.50](#) for the fiscal year beginning
3 July 1, 2019, and ending June 30, 2020, are appropriated to
4 the department of human services to supplement the medical
5 assistance appropriations made in this division of this Act,
6 for medical assistance reimbursement and associated costs,
7 including program administration and costs associated with
8 program implementation.

9 Sec. 13. MEDICAL ASSISTANCE. There is appropriated from the
10 general fund of the state to the department of human services
11 for the fiscal year beginning July 1, 2019, and ending June 30,
12 2020, the following amount, or so much thereof as is necessary,
13 to be used for the purpose designated:

14 For medical assistance program reimbursement and associated
15 costs as specifically provided in the reimbursement
16 methodologies in effect on June 30, 2019, except as otherwise
17 expressly authorized by law, consistent with options under
18 federal law and regulations, and contingent upon receipt of
19 approval from the office of the governor of reimbursement for
20 each abortion performed under the program:

21 \$ 1,431,334,812

22 1. Iowans support reducing the number of abortions
23 performed in our state. Funds appropriated under this section
24 shall not be used for abortions, unless otherwise authorized
25 under this section.

26 2. The provisions of this section relating to abortions
27 shall also apply to the Iowa health and wellness plan created
28 pursuant to [chapter 249N](#).

29 3. The department shall utilize not more than \$60,000 of
30 the funds appropriated in this section to continue the AIDS/HIV
31 health insurance premium payment program as established in 1992
32 Iowa Acts, Second Extraordinary Session, chapter 1001, section
33 409, subsection 6. Of the funds allocated in this subsection,
34 not more than \$5,000 may be expended for administrative
35 purposes.

1 4. Of the funds appropriated in this Act to the department
2 of public health for addictive disorders, \$950,000 for
3 the fiscal year beginning July 1, 2019, is transferred
4 to the department of human services for an integrated
5 substance-related disorder managed care system. The
6 departments of human services and public health shall
7 work together to maintain the level of mental health and
8 substance-related disorder treatment services provided by the
9 managed care contractors. Each department shall take the steps
10 necessary to continue the federal waivers as necessary to
11 maintain the level of services.

12 5. a. The department shall aggressively pursue options for
13 providing medical assistance or other assistance to individuals
14 with special needs who become ineligible to continue receiving
15 services under the early and periodic screening, diagnostic,
16 and treatment program under the medical assistance program
17 due to becoming 21 years of age who have been approved for
18 additional assistance through the department's exception to
19 policy provisions, but who have health care needs in excess
20 of the funding available through the exception to policy
21 provisions.

22 b. Of the funds appropriated in this section, \$100,000
23 shall be used for participation in one or more pilot projects
24 operated by a private provider to allow the individual or
25 individuals to receive service in the community in accordance
26 with principles established in *Olmstead v. L.C.*, 527 U.S. 581
27 (1999), for the purpose of providing medical assistance or
28 other assistance to individuals with special needs who become
29 ineligible to continue receiving services under the early and
30 periodic screening, diagnostic, and treatment program under
31 the medical assistance program due to becoming 21 years of
32 age who have been approved for additional assistance through
33 the department's exception to policy provisions, but who have
34 health care needs in excess of the funding available through
35 the exception to the policy provisions.

1 6. Of the funds appropriated in this section, up to
2 \$3,050,082 may be transferred to the field operations or
3 general administration appropriations in this division of this
4 Act for operational costs associated with Part D of the federal
5 Medicare Prescription Drug Improvement and Modernization Act
6 of 2003, Pub. L. No. 108-173.

7 7. Of the funds appropriated in this section, up to \$442,100
8 may be transferred to the appropriation in this division
9 of this Act for medical contracts to be used for clinical
10 assessment services and prior authorization of services.

11 8. A portion of the funds appropriated in this section
12 may be transferred to the appropriations in this division of
13 this Act for general administration, medical contracts, the
14 children's health insurance program, or field operations to be
15 used for the state match cost to comply with the payment error
16 rate measurement (PERM) program for both the medical assistance
17 and children's health insurance programs as developed by the
18 centers for Medicare and Medicaid services of the United States
19 department of health and human services to comply with the
20 federal Improper Payments Information Act of 2002, Pub. L.
21 No. 107-300, and to support other reviews and quality control
22 activities to improve the integrity of these programs.

23 9. The department shall continue to implement the
24 recommendations of the assuring better child health and
25 development initiative II (ABCDII) clinical panel to the
26 Iowa early and periodic screening, diagnostic, and treatment
27 services healthy mental development collaborative board
28 regarding changes to billing procedures, codes, and eligible
29 service providers.

30 10. Of the funds appropriated in this section, a sufficient
31 amount is allocated to supplement the incomes of residents of
32 nursing facilities, intermediate care facilities for persons
33 with mental illness, and intermediate care facilities for
34 persons with an intellectual disability, with incomes of less
35 than \$50 in the amount necessary for the residents to receive a

1 personal needs allowance of \$50 per month pursuant to section
2 249A.30A.

3 11. a. Hospitals that meet the conditions specified
4 in subparagraphs (1) and (2) shall either certify public
5 expenditures or transfer to the medical assistance program
6 an amount equal to provide the nonfederal share for a
7 disproportionate share hospital payment in an amount up to the
8 hospital-specific limit as approved in the Medicaid state plan.
9 The hospitals that meet the conditions specified shall receive
10 and retain 100 percent of the total disproportionate share
11 hospital payment in an amount up to the hospital-specific limit
12 as approved in the Medicaid state plan.

13 (1) The hospital qualifies for disproportionate share and
14 graduate medical education payments.

15 (2) The hospital is an Iowa state-owned hospital with more
16 than 500 beds and eight or more distinct residency specialty
17 or subspecialty programs recognized by the American college of
18 graduate medical education.

19 b. Distribution of the disproportionate share payments
20 shall be made on a monthly basis. The total amount of
21 disproportionate share payments including graduate medical
22 education, enhanced disproportionate share, and Iowa
23 state-owned teaching hospital payments shall not exceed the
24 amount of the state's allotment under Pub. L. No. 102-234.
25 In addition, the total amount of all disproportionate
26 share payments shall not exceed the hospital-specific
27 disproportionate share limits under Pub. L. No. 103-66.

28 12. One hundred percent of the nonfederal share of payments
29 to area education agencies that are medical assistance
30 providers for medical assistance-covered services provided to
31 medical assistance-covered children, shall be made from the
32 appropriation made in this section.

33 13. A portion of the funds appropriated in this section
34 may be transferred to the appropriation in this division of
35 this Act for medical contracts to be used for administrative

1 activities associated with the money follows the person
2 demonstration project.

3 14. Of the funds appropriated in this section, \$349,011
4 shall be used for the administration of the health insurance
5 premium payment program, including salaries, support,
6 maintenance, and miscellaneous purposes.

7 15. For the fiscal year beginning July 1, 2019, and ending
8 June 30, 2020, the replacement generation tax revenues required
9 to be deposited in the property tax relief fund pursuant to
10 section 437A.8, subsection 4, paragraph "d", and section
11 437A.15, subsection 3, paragraph "f", shall instead be credited
12 to and supplement the appropriation made in this section and
13 used for the allocations made in this section.

14 16. a. Of the funds appropriated in this section, up
15 to \$50,000 may be transferred by the department to the
16 appropriation made in this division of this Act to the
17 department for the same fiscal year for general administration
18 to be used for associated administrative expenses and for not
19 more than one full-time equivalent position, in addition to
20 those authorized for the same fiscal year, to be assigned to
21 implementing the children's mental health home project.

22 b. Of the funds appropriated in this section, up to \$400,000
23 may be transferred by the department to the appropriation made
24 to the department in this division of this Act for the same
25 fiscal year for Medicaid program-related general administration
26 planning and implementation activities. The funds may be used
27 for contracts or for personnel in addition to the amounts
28 appropriated for and the positions authorized for general
29 administration for the fiscal year.

30 c. Of the funds appropriated in this section, up to
31 \$3,000,000 may be transferred by the department to the
32 appropriations made in this division of this Act for the same
33 fiscal year for general administration or medical contracts
34 to be used to support the development and implementation of
35 standardized assessment tools for persons with mental illness,

1 an intellectual disability, a developmental disability, or a
2 brain injury.

3 17. Of the funds appropriated in this section, \$150,000
4 shall be used for lodging expenses associated with care
5 provided at the university of Iowa hospitals and clinics for
6 patients with cancer whose travel distance is 30 miles or more
7 and whose income is at or below 200 percent of the federal
8 poverty level as defined by the most recently revised poverty
9 income guidelines published by the United States department of
10 health and human services. The department of human services
11 shall establish the maximum number of overnight stays and the
12 maximum rate reimbursed for overnight lodging, which may be
13 based on the state employee rate established by the department
14 of administrative services. The funds allocated in this
15 subsection shall not be used as nonfederal share matching
16 funds.

17 18. Of the funds appropriated in this section, up to
18 \$3,383,880 shall be used for administration of the state family
19 planning services program pursuant to section 217.41B, and
20 of this amount, the department may use up to \$200,000 for
21 administrative expenses.

22 19. Of the funds appropriated in this section, \$1,545,530
23 shall be used and may be transferred to other appropriations
24 in this division of this Act as necessary to administer the
25 provisions in the division of this Act relating to Medicaid
26 program administration.

27 20. The department shall continue to implement and
28 administer the provisions of 2018 Iowa Acts, chapter 1056.
29 Of the funds appropriated in this section, up to \$39,069 may
30 be transferred to the department of inspections and appeals
31 for inspection costs related to such implementation and
32 administration.

33 21. Of the funds appropriated in this section, up to
34 \$1,200,000 shall be used to implement reductions in the waiting
35 list for the children's mental health home and community-based

1 services waiver.

2 22. Of the funds appropriated in this section, \$1,500,000
3 shall be used to reinstate cost-based reimbursement and the
4 settlement process under the Medicaid program for critical
5 access hospitals in the state, as designated pursuant to 42
6 U.S.C. §1395i-4, to provide reimbursement at the rate provided
7 for such hospitals under the federal Medicare program.

8 Sec. 14. MEDICAL CONTRACTS. There is appropriated from the
9 general fund of the state to the department of human services
10 for the fiscal year beginning July 1, 2019, and ending June 30,
11 2020, the following amount, or so much thereof as is necessary,
12 to be used for the purpose designated:

13 For medical contracts:
14 \$ 17,992,530

15 1. The department of inspections and appeals shall
16 provide all state matching funds for survey and certification
17 activities performed by the department of inspections
18 and appeals. The department of human services is solely
19 responsible for distributing the federal matching funds for
20 such activities.

21 2. Of the funds appropriated in this section, \$50,000 shall
22 be used for continuation of home and community-based services
23 waiver quality assurance programs, including the review and
24 streamlining of processes and policies related to oversight and
25 quality management to meet state and federal requirements.

26 3. Of the amount appropriated in this section, up to
27 \$200,000 may be transferred to the appropriation for general
28 administration in this division of this Act to be used for
29 additional full-time equivalent positions in the development
30 of key health initiatives such as development and oversight
31 of managed care programs and development of health strategies
32 targeted toward improved quality and reduced costs in the
33 Medicaid program.

34 4. Of the funds appropriated in this section, \$1,000,000
35 shall be used for planning and development, in cooperation with

1 the department of public health, of a phased-in program to
2 provide a dental home for children.

3 5. a. Of the funds appropriated in this section, \$573,000
4 shall be credited to the autism support program fund created
5 in [section 225D.2](#) to be used for the autism support program
6 created in [chapter 225D](#), with the exception of the following
7 amount of this allocation which shall be used as follows:

8 b. Of the funds allocated in this subsection, \$25,000 shall
9 be used for the public purpose of continuation of a grant to a
10 nonprofit provider of child welfare services that has been in
11 existence for more than 115 years, is located in a county with
12 a population between 200,000 and 220,000 according to the most
13 recent federal decennial census, is licensed as a psychiatric
14 medical institution for children, and provides school-based
15 programming, to be used for support services for children with
16 autism spectrum disorder and their families.

17 Sec. 15. STATE SUPPLEMENTARY ASSISTANCE.

18 1. There is appropriated from the general fund of the
19 state to the department of human services for the fiscal year
20 beginning July 1, 2019, and ending June 30, 2020, the following
21 amount, or so much thereof as is necessary, to be used for the
22 purpose designated:

23 For the state supplementary assistance program:
24 \$ 7,812,909

25 2. The department shall increase the personal needs
26 allowance for residents of residential care facilities by the
27 same percentage and at the same time as federal supplemental
28 security income and federal social security benefits are
29 increased due to a recognized increase in the cost of living.
30 The department may adopt emergency rules to implement this
31 subsection.

32 3. If during the fiscal year beginning July 1, 2019,
33 the department projects that state supplementary assistance
34 expenditures for a calendar year will not meet the federal
35 pass-through requirement specified in Tit. XVI of the federal

1 Social Security Act, section 1618, as codified in 42 U.S.C.
2 §1382g, the department may take actions including but not
3 limited to increasing the personal needs allowance for
4 residential care facility residents and making programmatic
5 adjustments or upward adjustments of the residential care
6 facility or in-home health-related care reimbursement rates
7 prescribed in this division of this Act to ensure that federal
8 requirements are met. In addition, the department may make
9 other programmatic and rate adjustments necessary to remain
10 within the amount appropriated in this section while ensuring
11 compliance with federal requirements. The department may adopt
12 emergency rules to implement the provisions of this subsection.

13 4. Notwithstanding section 8.33, moneys appropriated in
14 this section that remain unencumbered or unobligated at the
15 close of the fiscal year shall not revert but shall remain
16 available for expenditure for the purposes designated until the
17 close of the succeeding fiscal year.

18 Sec. 16. CHILDREN'S HEALTH INSURANCE PROGRAM.

19 1. There is appropriated from the general fund of the
20 state to the department of human services for the fiscal year
21 beginning July 1, 2019, and ending June 30, 2020, the following
22 amount, or so much thereof as is necessary, to be used for the
23 purpose designated:

24 For maintenance of the healthy and well kids in Iowa (hawk-i)
25 program pursuant to chapter 514I, including supplemental dental
26 services, for receipt of federal financial participation under
27 Tit. XXI of the federal Social Security Act, which creates the
28 children's health insurance program:

29 \$ 19,361,112

30 2. Of the funds appropriated in this section, \$79,486 is
31 allocated for continuation of the contract for outreach with
32 the department of public health.

33 3. A portion of the funds appropriated in this section may
34 be transferred to the appropriations made in this division of
35 this Act for field operations or medical contracts to be used

1 for the integration of hawk-i program eligibility, payment, and
2 administrative functions under the purview of the department
3 of human services, including for the Medicaid management
4 information system upgrade.

5 Sec. 17. CHILD CARE ASSISTANCE. There is appropriated
6 from the general fund of the state to the department of human
7 services for the fiscal year beginning July 1, 2019, and ending
8 June 30, 2020, the following amount, or so much thereof as is
9 necessary, to be used for the purpose designated:

10 For child care programs:

11 \$ 40,816,931

12 1. Of the funds appropriated in this section, \$34,966,931
13 shall be used for state child care assistance in accordance
14 with [section 237A.13](#).

15 2. Nothing in this section shall be construed or is
16 intended as or shall imply a grant of entitlement for services
17 to persons who are eligible for assistance due to an income
18 level consistent with the waiting list requirements of section
19 237A.13. Any state obligation to provide services pursuant to
20 this section is limited to the extent of the funds appropriated
21 in this section.

22 3. A list of the registered and licensed child care
23 facilities operating in the area served by a child care
24 resource and referral service shall be made available to the
25 families receiving state child care assistance in that area.

26 4. Of the funds appropriated in this section, \$5,850,000
27 shall be credited to the early childhood programs grants
28 account in the early childhood Iowa fund created in section
29 256I.11. The moneys shall be distributed for funding of
30 community-based early childhood programs targeted to children
31 from birth through five years of age developed by early
32 childhood Iowa areas in accordance with approved community
33 plans as provided in [section 256I.8](#).

34 5. The department may use any of the funds appropriated
35 in this section as a match to obtain federal funds for use in

1 expanding child care assistance and related programs. For
2 the purpose of expenditures of state and federal child care
3 funding, funds shall be considered obligated at the time
4 expenditures are projected or are allocated to the department's
5 service areas. Projections shall be based on current and
6 projected caseload growth, current and projected provider
7 rates, staffing requirements for eligibility determination
8 and management of program requirements including data systems
9 management, staffing requirements for administration of the
10 program, contractual and grant obligations and any transfers
11 to other state agencies, and obligations for decategorization
12 or innovation projects.

13 6. A portion of the state match for the federal child care
14 and development block grant shall be provided as necessary to
15 meet federal matching funds requirements through the state
16 general fund appropriation made for child development grants
17 and other programs for at-risk children in [section 279.51](#).

18 7. If a uniform reduction ordered by the governor under
19 section 8.31 or other operation of law, transfer, or federal
20 funding reduction reduces the appropriation made in this
21 section for the fiscal year, the percentage reduction in the
22 amount paid out to or on behalf of the families participating
23 in the state child care assistance program shall be equal to or
24 less than the percentage reduction made for any other purpose
25 payable from the appropriation made in this section and the
26 federal funding relating to it. The percentage reduction to
27 the other allocations made in this section shall be the same as
28 the uniform reduction ordered by the governor or the percentage
29 change of the federal funding reduction, as applicable. If
30 there is an unanticipated increase in federal funding provided
31 for state child care services, the entire amount of the
32 increase, except as necessary to meet federal requirements
33 including quality set asides, shall be used for state child
34 care assistance payments. If the appropriations made for
35 purposes of the state child care assistance program for the

1 fiscal year are determined to be insufficient, it is the intent
2 of the general assembly to appropriate sufficient funding for
3 the fiscal year in order to avoid establishment of waiting list
4 requirements.

5 8. Notwithstanding section 8.33, moneys advanced for
6 purposes of the programs developed by early childhood Iowa
7 areas, advanced for purposes of wraparound child care, or
8 received from the federal appropriations made for the purposes
9 of this section that remain unencumbered or unobligated at the
10 close of the fiscal year shall not revert to any fund but shall
11 remain available for expenditure for the purposes designated
12 until the close of the succeeding fiscal year.

13 Sec. 18. JUVENILE INSTITUTION. There is appropriated
14 from the general fund of the state to the department of human
15 services for the fiscal year beginning July 1, 2019, and ending
16 June 30, 2020, the following amounts, or so much thereof as is
17 necessary, to be used for the purposes designated:

18 1. a. For operation of the state training school at Eldora
19 and for salaries, support, maintenance, and miscellaneous
20 purposes, and for not more than the following full-time
21 equivalent positions:

22	\$ 13,920,757
23	FTEs 207.00

24 b. Of the funds appropriated in this subsection, \$91,000
25 shall be used for distribution to licensed classroom teachers
26 at this and other institutions under the control of the
27 department of human services based upon the average student
28 yearly enrollment at each institution as determined by the
29 department.

30 c. The additional full-time equivalent positions authorized
31 in paragraph "a" shall include 1.00 youth services technician,
32 1.00 clinical supervisor, and 1.00 registered nurse full-time
33 equivalent positions.

34 2. A portion of the moneys appropriated in this section
35 shall be used by the state training school at Eldora for

1 grants for adolescent pregnancy prevention activities at the
2 institution in the fiscal year beginning July 1, 2019.

3 3. Of the funds appropriated in this subsection, \$212,000
4 shall be used by the state training school at Eldora for a
5 substance use disorder treatment program at the institution for
6 the fiscal year beginning July 1, 2019.

7 4. Notwithstanding section 8.33, moneys appropriated in
8 this section that remain unencumbered or unobligated at the
9 close of the fiscal year shall not revert but shall remain
10 available for expenditure for the purposes designated until the
11 close of the succeeding fiscal year.

12 Sec. 19. CHILD AND FAMILY SERVICES.

13 1. There is appropriated from the general fund of the
14 state to the department of human services for the fiscal year
15 beginning July 1, 2019, and ending June 30, 2020, the following
16 amount, or so much thereof as is necessary, to be used for the
17 purpose designated:

18 For child and family services:
19 \$ 89,071,761

20 2. The department may transfer funds appropriated in this
21 section as necessary to pay the nonfederal costs of services
22 reimbursed under the medical assistance program, state child
23 care assistance program, or the family investment program which
24 are provided to children who would otherwise receive services
25 paid under the appropriation in this section. The department
26 may transfer funds appropriated in this section to the
27 appropriations made in this division of this Act for general
28 administration and for field operations for resources necessary
29 to implement and operate the services funded in this section.

30 3. a. Of the funds appropriated in this section, up to
31 \$34,536,000 is allocated as the statewide expenditure target
32 under section 232.143 for group foster care maintenance and
33 services. If the department projects that such expenditures
34 for the fiscal year will be less than the target amount
35 allocated in this paragraph "a", the department may reallocate

1 the excess to provide additional funding for family foster
2 care, independent living, family safety, risk and permanency
3 services, shelter care, or the child welfare emergency services
4 addressed with the allocation for shelter care.

5 b. If at any time after September 30, 2019, annualization
6 of a service area's current expenditures indicates a service
7 area is at risk of exceeding its group foster care expenditure
8 target under [section 232.143](#) by more than 5 percent, the
9 department and juvenile court services shall examine all
10 group foster care placements in that service area in order to
11 identify those which might be appropriate for termination.
12 In addition, any aftercare services believed to be needed
13 for the children whose placements may be terminated shall be
14 identified. The department and juvenile court services shall
15 initiate action to set dispositional review hearings for the
16 placements identified. In such a dispositional review hearing,
17 the juvenile court shall determine whether needed aftercare
18 services are available and whether termination of the placement
19 is in the best interest of the child and the community.

20 4. In accordance with the provisions of [section 232.188](#),
21 the department shall continue the child welfare and juvenile
22 justice funding initiative during fiscal year 2019-2020. Of
23 the funds appropriated in this section, \$1,717,000 is allocated
24 specifically for expenditure for fiscal year 2019-2020 through
25 the decategorization services funding pools and governance
26 boards established pursuant to [section 232.188](#).

27 5. A portion of the funds appropriated in this section
28 may be used for emergency family assistance to provide other
29 resources required for a family participating in a family
30 preservation or reunification project or successor project to
31 stay together or to be reunified.

32 6. Of the funds appropriated in this section, a sufficient
33 amount is allocated for shelter care and the child welfare
34 emergency services contracting implemented to provide for or
35 prevent the need for shelter care.

1 7. Federal funds received by the state during the fiscal
2 year beginning July 1, 2019, as the result of the expenditure
3 of state funds appropriated during a previous state fiscal
4 year for a service or activity funded under this section are
5 appropriated to the department to be used as additional funding
6 for services and purposes provided for under this section.
7 Notwithstanding [section 8.33](#), moneys received in accordance
8 with this subsection that remain unencumbered or unobligated at
9 the close of the fiscal year shall not revert to any fund but
10 shall remain available for the purposes designated until the
11 close of the succeeding fiscal year.

12 8. a. Of the funds appropriated in this section, up to
13 \$3,290,000 is allocated for the payment of the expenses of
14 court-ordered services provided to juveniles who are under the
15 supervision of juvenile court services, which expenses are a
16 charge upon the state pursuant to [section 232.141](#), subsection
17 4. Of the amount allocated in this paragraph "a", up to
18 \$1,556,000 shall be made available to provide school-based
19 supervision of children adjudicated under [chapter 232](#), of which
20 not more than \$15,000 may be used for the purpose of training.
21 A portion of the cost of each school-based liaison officer
22 shall be paid by the school district or other funding source as
23 approved by the chief juvenile court officer.

24 b. Of the funds appropriated in this section, up to \$748,000
25 is allocated for the payment of the expenses of court-ordered
26 services provided to children who are under the supervision
27 of the department, which expenses are a charge upon the state
28 pursuant to [section 232.141](#), subsection 4.

29 c. Notwithstanding [section 232.141](#) or any other provision
30 of law to the contrary, the amounts allocated in this
31 subsection shall be distributed to the judicial districts
32 as determined by the state court administrator and to the
33 department's service areas as determined by the administrator
34 of the department of human services' division of child and
35 family services. The state court administrator and the

1 division administrator shall make the determination of the
2 distribution amounts on or before June 15, 2019.

3 d. Notwithstanding [chapter 232](#) or any other provision of
4 law to the contrary, a district or juvenile court shall not
5 order any service which is a charge upon the state pursuant
6 to [section 232.141](#) if there are insufficient court-ordered
7 services funds available in the district court or departmental
8 service area distribution amounts to pay for the service. The
9 chief juvenile court officer and the departmental service area
10 manager shall encourage use of the funds allocated in this
11 subsection such that there are sufficient funds to pay for
12 all court-related services during the entire year. The chief
13 juvenile court officers and departmental service area managers
14 shall attempt to anticipate potential surpluses and shortfalls
15 in the distribution amounts and shall cooperatively request the
16 state court administrator or division administrator to transfer
17 funds between the judicial districts' or departmental service
18 areas' distribution amounts as prudent.

19 e. Notwithstanding any provision of law to the contrary,
20 a district or juvenile court shall not order a county to pay
21 for any service provided to a juvenile pursuant to an order
22 entered under [chapter 232](#) which is a charge upon the state
23 under [section 232.141, subsection 4](#).

24 f. Of the funds allocated in this subsection, not more than
25 \$83,000 may be used by the judicial branch for administration
26 of the requirements under this subsection.

27 g. Of the funds allocated in this subsection, \$17,000
28 shall be used by the department of human services to support
29 the interstate commission for juveniles in accordance with
30 the interstate compact for juveniles as provided in section
31 232.173.

32 9. Of the funds appropriated in this section, \$12,253,000 is
33 allocated for juvenile delinquent graduated sanctions services.
34 Any state funds saved as a result of efforts by juvenile court
35 services to earn a federal Tit. IV-E match for juvenile court

1 services administration may be used for the juvenile delinquent
2 graduated sanctions services.

3 10. Of the funds appropriated in this section, \$1,658,000 is
4 transferred to the department of public health to be used for
5 the child protection center grant program for child protection
6 centers located in Iowa in accordance with [section 135.118](#).
7 The grant amounts under the program shall be equalized so that
8 each center receives a uniform base amount of \$245,000, and so
9 that the remaining funds are awarded through a funding formula
10 based upon the volume of children served.

11 11. Of the funds appropriated in this section, \$4,025,000 is
12 allocated for the preparation for adult living program pursuant
13 to [section 234.46](#).

14 12. Of the funds appropriated in this section, \$227,000
15 shall be used for the public purpose of continuing a grant to a
16 nonprofit human services organization, providing services to
17 individuals and families in multiple locations in southwest
18 Iowa and Nebraska for support of a project providing immediate,
19 sensitive support and forensic interviews, medical exams, needs
20 assessments, and referrals for victims of child abuse and their
21 nonoffending family members.

22 13. Of the funds appropriated in this section, \$300,000
23 is allocated for the foster care youth council approach of
24 providing a support network to children placed in foster care.

25 14. Of the funds appropriated in this section, \$202,000 is
26 allocated for use pursuant to [section 235A.1](#) for continuation
27 of the initiative to address child sexual abuse implemented
28 pursuant to 2007 Iowa Acts, chapter 218, section 18, subsection
29 21.

30 15. Of the funds appropriated in this section, \$630,000 is
31 allocated for the community partnership for child protection
32 sites.

33 16. Of the funds appropriated in this section, \$371,000
34 is allocated for the department's minority youth and family
35 projects under the redesign of the child welfare system.

1 17. Of the funds appropriated in this section, \$851,000
2 is allocated for funding of the community circle of care
3 collaboration for children and youth in northeast Iowa.

4 18. Of the funds appropriated in this section, at least
5 \$147,000 shall be used for the continuation of the child
6 welfare provider training academy, a collaboration between the
7 coalition for family and children's services in Iowa and the
8 department.

9 19. Of the funds appropriated in this section, \$211,000
10 shall be used for continuation of the central Iowa system of
11 care program grant through June 30, 2020.

12 20. Of the funds appropriated in this section, \$235,000
13 shall be used for the public purpose of the continuation
14 and expansion of a system of care program grant implemented
15 in Cerro Gordo and Linn counties to utilize a comprehensive
16 and long-term approach for helping children and families by
17 addressing the key areas in a child's life of childhood basic
18 needs, education and work, family, and community.

19 21. Of the funds appropriated in this section, at least
20 \$25,000 shall be used to continue and to expand the foster
21 care respite pilot program in which postsecondary students in
22 social work and other human services-related programs receive
23 experience by assisting family foster care providers with
24 respite and other support.

25 22. Of the funds appropriated in this section, \$110,000
26 shall be used for the public purpose of funding community-based
27 services and other supports with a system of care approach
28 for children with a serious emotional disturbance and their
29 families through a nonprofit provider of child welfare services
30 that has been in existence for more than 115 years, is located
31 in a county with a population of more than 200,000 but less
32 than 220,000 according to the latest certified federal census,
33 is licensed as a psychiatric medical institution for children,
34 and was a system of care grantee prior to July 1, 2019.

35 23. If a separate funding source is identified that reduces

1 the need for state funds within an allocation under this
2 section, the allocated state funds may be redistributed to
3 other allocations under this section for the same fiscal year.

4 Sec. 20. ADOPTION SUBSIDY.

5 1. There is appropriated from the general fund of the
6 state to the department of human services for the fiscal year
7 beginning July 1, 2019, and ending June 30, 2020, the following
8 amount, or so much thereof as is necessary, to be used for the
9 purpose designated:

10 a. For adoption subsidy payments and services:

11 \$ 40,596,007

12 b. (1) The funds appropriated in this section shall be used
13 as authorized or allowed by federal law or regulation for any
14 of the following purposes:

15 (a) For adoption subsidy payments and related costs.

16 (b) For post-adoption services and for other purposes under
17 Tit. IV-B or Tit. IV-E of the federal Social Security Act.

18 (2) The department of human services may transfer funds
19 appropriated in this subsection to the appropriation for
20 child and family services in this Act for the purposes of
21 post-adoption services as specified in this paragraph "b".

22 c. Notwithstanding [section 8.33](#), moneys corresponding to
23 the state savings resulting from implementation of the federal
24 Fostering Connections to Success and Increasing Adoptions Act
25 of 2008, Pub. L. No. 110-351, and successor legislation, as
26 determined in accordance with 42 U.S.C. §673(a)(8), that remain
27 unencumbered or unobligated at the close of the fiscal year,
28 shall not revert to any fund but shall remain available for the
29 purposes designated in this subsection until expended. The
30 amount of such savings and any corresponding funds remaining
31 at the close of the fiscal year shall be determined separately
32 and any changes in either amount between fiscal years shall not
33 result in an unfunded need.

34 2. The department may transfer funds appropriated in
35 this section to the appropriation made in this division of

1 this Act for general administration for costs paid from the
2 appropriation relating to adoption subsidy.

3 3. Federal funds received by the state during the
4 fiscal year beginning July 1, 2019, as the result of the
5 expenditure of state funds during a previous state fiscal
6 year for a service or activity funded under this section are
7 appropriated to the department to be used as additional funding
8 for the services and activities funded under this section.
9 Notwithstanding [section 8.33](#), moneys received in accordance
10 with this subsection that remain unencumbered or unobligated
11 at the close of the fiscal year shall not revert to any fund
12 but shall remain available for expenditure for the purposes
13 designated until the close of the succeeding fiscal year.

14 Sec. 21. JUVENILE DETENTION HOME FUND. Moneys deposited
15 in the juvenile detention home fund created in [section 232.142](#)
16 during the fiscal year beginning July 1, 2019, and ending June
17 30, 2020, are appropriated to the department of human services
18 for the fiscal year beginning July 1, 2019, and ending June 30,
19 2020, for distribution of an amount equal to a percentage of
20 the costs of the establishment, improvement, operation, and
21 maintenance of county or multicounty juvenile detention homes
22 in the fiscal year beginning July 1, 2018. Moneys appropriated
23 for distribution in accordance with this section shall be
24 allocated among eligible detention homes, prorated on the basis
25 of an eligible detention home's proportion of the costs of all
26 eligible detention homes in the fiscal year beginning July
27 1, 2018. The percentage figure shall be determined by the
28 department based on the amount available for distribution for
29 the fund. Notwithstanding [section 232.142, subsection 3](#), the
30 financial aid payable by the state under that provision for the
31 fiscal year beginning July 1, 2019, shall be limited to the
32 amount appropriated for the purposes of this section.

33 Sec. 22. FAMILY SUPPORT SUBSIDY PROGRAM.

34 1. There is appropriated from the general fund of the
35 state to the department of human services for the fiscal year

1 beginning July 1, 2019, and ending June 30, 2020, the following
2 amount, or so much thereof as is necessary, to be used for the
3 purpose designated:

4 For the family support subsidy program subject to the
5 enrollment restrictions in [section 225C.37, subsection 3](#):
6 \$ 949,282

7 2. At least \$819,275 of the moneys appropriated in this
8 section is transferred to the department of public health for
9 the family support center component of the comprehensive family
10 support program under [chapter 225C](#), subchapter V.

11 3. If at any time during the fiscal year, the amount of
12 funding available for the family support subsidy program
13 is reduced from the amount initially used to establish the
14 figure for the number of family members for whom a subsidy
15 is to be provided at any one time during the fiscal year,
16 notwithstanding [section 225C.38, subsection 2](#), the department
17 shall revise the figure as necessary to conform to the amount
18 of funding available.

19 Sec. 23. CONNER DECREE. There is appropriated from the
20 general fund of the state to the department of human services
21 for the fiscal year beginning July 1, 2019, and ending June 30,
22 2020, the following amount, or so much thereof as is necessary,
23 to be used for the purpose designated:

24 For building community capacity through the coordination
25 and provision of training opportunities in accordance with the
26 consent decree of Conner v. Branstad, No. 4-86-CV-30871(S.D.
27 Iowa, July 14, 1994):
28 \$ 33,632

29 Sec. 24. MENTAL HEALTH INSTITUTES.

30 1. There is appropriated from the general fund of the
31 state to the department of human services for the fiscal year
32 beginning July 1, 2019, and ending June 30, 2020, the following
33 amounts, or so much thereof as is necessary, to be used for the
34 purposes designated:

35 a. (1) For operation of the state mental health institute

1 at Cherokee as required by chapters 218 and 226 for salaries,
2 support, maintenance, and miscellaneous purposes, and for not
3 more than the following full-time equivalent positions:

4	\$ 14,216,149
5	FTEs 169.00

6 (2) The additional full-time equivalent positions
7 authorized in this paragraph "a" shall include 3.50 security
8 staff and 3.00 support staff full-time equivalent positions.

9 b. (1) For operation of the state mental health institute
10 at Independence as required by chapters 218 and 226 for
11 salaries, support, maintenance, and miscellaneous purposes, and
12 for not more than the following full-time equivalent positions:

13	\$ 19,165,110
14	FTEs 208.00

15 (2) The additional full-time equivalent positions
16 authorized in this paragraph "b" shall include 3.50 security
17 staff full-time equivalent positions.

18 2. Notwithstanding sections 218.78 and 249A.11, any revenue
19 received from the state mental health institute at Cherokee or
20 the state mental health institute at Independence pursuant to
21 42 C.F.R §438.6(e) may be retained and expended by the mental
22 health institute.

23 3. Notwithstanding any provision of law to the contrary,
24 a Medicaid member residing at the state mental health
25 institute at Cherokee or the state mental health institute
26 at Independence shall retain Medicaid eligibility during
27 the period of the Medicaid member's stay for which federal
28 financial participation is available.

29 4. Notwithstanding section 8.33, moneys appropriated in
30 this section that remain unencumbered or unobligated at the
31 close of the fiscal year shall not revert but shall remain
32 available for expenditure for the purposes designated until the
33 close of the succeeding fiscal year.

34 Sec. 25. STATE RESOURCE CENTERS.

35 1. There is appropriated from the general fund of the

1 state to the department of human services for the fiscal year
2 beginning July 1, 2019, and ending June 30, 2020, the following
3 amounts, or so much thereof as is necessary, to be used for the
4 purposes designated:

5 a. For the state resource center at Glenwood for salaries,
6 support, maintenance, and miscellaneous purposes:
7 \$ 16,048,348

8 b. For the state resource center at Woodward for salaries,
9 support, maintenance, and miscellaneous purposes:
10 \$ 10,872,356

11 2. The department may continue to bill for state resource
12 center services utilizing a scope of services approach used for
13 private providers of intermediate care facilities for persons
14 with an intellectual disability services, in a manner which
15 does not shift costs between the medical assistance program,
16 counties, or other sources of funding for the state resource
17 centers.

18 3. The state resource centers may expand the time-limited
19 assessment and respite services during the fiscal year.

20 4. If the department's administration and the department
21 of management concur with a finding by a state resource
22 center's superintendent that projected revenues can reasonably
23 be expected to pay the salary and support costs for a new
24 employee position, or that such costs for adding a particular
25 number of new positions for the fiscal year would be less
26 than the overtime costs if new positions would not be added,
27 the superintendent may add the new position or positions. If
28 the vacant positions available to a resource center do not
29 include the position classification desired to be filled, the
30 state resource center's superintendent may reclassify any
31 vacant position as necessary to fill the desired position. The
32 superintendents of the state resource centers may, by mutual
33 agreement, pool vacant positions and position classifications
34 during the course of the fiscal year in order to assist one
35 another in filling necessary positions.

1 5. If existing capacity limitations are reached in
2 operating units, a waiting list is in effect for a service or
3 a special need for which a payment source or other funding
4 is available for the service or to address the special need,
5 and facilities for the service or to address the special need
6 can be provided within the available payment source or other
7 funding, the superintendent of a state resource center may
8 authorize opening not more than two units or other facilities
9 and begin implementing the service or addressing the special
10 need during fiscal year 2019-2020.

11 6. Notwithstanding section 8.33, and notwithstanding
12 the amount limitation specified in section 222.92, moneys
13 appropriated in this section that remain unencumbered or
14 unobligated at the close of the fiscal year shall not revert
15 but shall remain available for expenditure for the purposes
16 designated until the close of the succeeding fiscal year.

17 Sec. 26. SEXUALLY VIOLENT PREDATORS.

18 1. a. There is appropriated from the general fund of the
19 state to the department of human services for the fiscal year
20 beginning July 1, 2019, and ending June 30, 2020, the following
21 amount, or so much thereof as is necessary, to be used for the
22 purpose designated:

23 For costs associated with the commitment and treatment of
24 sexually violent predators in the unit located at the state
25 mental health institute at Cherokee, including costs of legal
26 services and other associated costs, including salaries,
27 support, maintenance, and miscellaneous purposes, and for not
28 more than the following full-time equivalent positions:
29 \$ 12,053,093
30 FTEs 139.00

31 b. The additional full-time equivalent positions authorized
32 in paragraph "a" shall include 7.00 clinical and support staff
33 full-time equivalent positions.

34 2. Unless specifically prohibited by law, if the amount
35 charged provides for recoupment of at least the entire amount

1 of direct and indirect costs, the department of human services
2 may contract with other states to provide care and treatment
3 of persons placed by the other states at the unit for sexually
4 violent predators at Cherokee. The moneys received under
5 such a contract shall be considered to be repayment receipts
6 and used for the purposes of the appropriation made in this
7 section.

8 3. Notwithstanding section 8.33, moneys appropriated in
9 this section that remain unencumbered or unobligated at the
10 close of the fiscal year shall not revert but shall remain
11 available for expenditure for the purposes designated until the
12 close of the succeeding fiscal year.

13 Sec. 27. FIELD OPERATIONS.

14 1. There is appropriated from the general fund of the
15 state to the department of human services for the fiscal year
16 beginning July 1, 2019, and ending June 30, 2020, the following
17 amount, or so much thereof as is necessary, to be used for the
18 purposes designated:

19 For field operations, including salaries, support,
20 maintenance, and miscellaneous purposes, and for not more than
21 the following full-time equivalent positions:

22	\$ 55,396,906
23	FTEs 1,539.00

24 2. The additional full-time equivalent positions authorized
25 in subsection 1 shall include 29.00 full-time equivalent staff
26 positions to relieve caseloads and 6.00 full-time equivalent
27 positions related to the eligibility integrated application
28 solution (ELIAS) system.

29 3. Priority in filling full-time equivalent positions
30 shall be given to those positions related to child protection
31 services and eligibility determination for low-income families.

32 Sec. 28. GENERAL ADMINISTRATION. There is appropriated
33 from the general fund of the state to the department of human
34 services for the fiscal year beginning July 1, 2019, and ending
35 June 30, 2020, the following amount, or so much thereof as is

1 necessary, to be used for the purpose designated:

2 For general administration, including salaries, support,
3 maintenance, and miscellaneous purposes, and for not more than
4 the following full-time equivalent positions:

5	\$ 13,833,040
6	FTEs 294.00

7 1. The department shall report at least monthly to the
8 legislative services agency concerning the department's
9 operational and program expenditures.

10 2. Of the funds appropriated in this section, \$150,000 shall
11 be used to continue the contract for the provision of a program
12 to provide technical assistance, support, and consultation to
13 providers of habilitation services and home and community-based
14 services waiver services for adults with disabilities under the
15 medical assistance program.

16 3. Of the funds appropriated in this section, \$50,000
17 is transferred to the Iowa finance authority to be used
18 for administrative support of the council on homelessness
19 established in [section 16.2D](#) and for the council to fulfill its
20 duties in addressing and reducing homelessness in the state.

21 4. Of the funds appropriated in this section, \$200,000 shall
22 be transferred to and deposited in the administrative fund of
23 the Iowa ABLE savings plan trust created in [section 12I.4](#), to
24 be used for implementation and administration activities of the
25 Iowa ABLE savings plan trust.

26 5. Of the funds appropriated in this section, \$200,000 is
27 transferred to the economic development authority for the Iowa
28 commission on volunteer services to continue to be used for
29 RefugeeRISE AmeriCorps program established under [section 15H.8](#)
30 for member recruitment and training to improve the economic
31 well-being and health of economically disadvantaged refugees in
32 local communities across Iowa. Funds transferred may be used
33 to supplement federal funds under federal regulations.

34 6. Of the funds appropriated in this section, up to \$300,000
35 shall be used as follows:

1 a. To fund not more than one full-time equivalent position
2 to address the department's responsibility to support the work
3 of the children's system state board and implementation of the
4 services required pursuant to 2018 Iowa Acts, chapter 1056,
5 section 13.

6 b. To support the cost of establishing and implementing new
7 or additional services required pursuant to 2018 Iowa Acts,
8 chapter 1056, and any legislation enacted by the 2019 general
9 assembly establishing a children's behavioral health system.

10 c. Of the amount allocated, \$32,000 shall be transferred
11 to the department of public health to support the costs of
12 establishing and implementing new or additional services
13 required pursuant to 2018 Iowa Acts, chapter 1056, and any
14 legislation enacted by the 2019 general assembly establishing a
15 children's behavioral health system.

16 Sec. 29. DEPARTMENT-WIDE DUTIES. There is appropriated
17 from the general fund of the state to the department of human
18 services for the fiscal year beginning July 1, 2019, and ending
19 June 30, 2020, the following amount, or so much thereof as is
20 necessary, to be used for the purposes designated:

21 For salaries, support, maintenance, and miscellaneous
22 purposes at facilities under the purview of the department of
23 human services:

24 \$ 2,879,274

25 Sec. 30. VOLUNTEERS. There is appropriated from the general
26 fund of the state to the department of human services for the
27 fiscal year beginning July 1, 2019, and ending June 30, 2020,
28 the following amount, or so much thereof as is necessary, to be
29 used for the purpose designated:

30 For development and coordination of volunteer services:

31 \$ 84,686

32 Sec. 31. CORPORATE TECHNOLOGY. There is appropriated
33 from the general fund of the state to the department of human
34 services for the fiscal year beginning July 1, 2019, and ending
35 June 30, 2020, the following amount, or so much thereof as is

1 necessary, to be used for the purposes designated:

2 For the purchase of department-wide technology and software
3 update needs:

4 \$ 824,832

5 Sec. 32. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY
6 ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED UNDER THE
7 DEPARTMENT OF HUMAN SERVICES.

8 1. a. (1) (a) For the fiscal year beginning July 1,
9 2019, the department shall rebase case-mix nursing facility
10 rates effective July 1, 2019, to the extent possible within the
11 state funding, including the \$27,479,942, appropriated for this
12 purpose.

13 (b) For the fiscal year beginning July 1, 2019, non-case-mix
14 and special population nursing facilities shall be reimbursed
15 in accordance with the methodology in effect on June 30 of the
16 prior fiscal year.

17 (c) For managed care claims, the department of human
18 services shall adjust the payment rate floor for nursing
19 facilities, annually, to maintain a rate floor that is no
20 lower than the Medicaid fee-for-service case-mix adjusted
21 rate calculated in accordance with subparagraph division
22 (a) and 441 IAC 81.6. The department shall then calculate
23 adjusted reimbursement rates, including but not limited to
24 add-on-payments, annually, and shall notify Medicaid managed
25 care organizations of the adjusted reimbursement rates within
26 30 days of determining the adjusted reimbursement rates. Any
27 adjustment of reimbursement rates under this subparagraph
28 division shall be budget neutral to the state budget.

29 (d) For the fiscal year beginning July 1, 2019, Medicaid
30 managed care long-term services and supports capitation
31 rates shall be adjusted to reflect the rebasing pursuant to
32 subparagraph division (a) for the patient populations residing
33 in Medicaid-certified nursing facilities.

34 (2) Medicaid managed care organizations shall adjust
35 facility-specific rates based upon payment rate listings issued

1 by the department. The rate adjustments shall be applied
2 prospectively from the effective date of the rate letter issued
3 by the department.

4 b. (1) For the fiscal year beginning July 1, 2019,
5 the department shall establish the pharmacy dispensing fee
6 reimbursement at \$10.07 per prescription, until a cost of
7 dispensing survey is completed. The actual dispensing fee
8 shall be determined by a cost of dispensing survey performed
9 by the department and required to be completed by all medical
10 assistance program participating pharmacies every two years,
11 adjusted as necessary to maintain expenditures within the
12 amount appropriated to the department for this purpose for the
13 fiscal year.

14 (2) The department shall utilize an average acquisition
15 cost reimbursement methodology for all drugs covered under the
16 medical assistance program in accordance with 2012 Iowa Acts,
17 chapter 1133, section 33.

18 c. (1) For the fiscal year beginning July 1, 2019,
19 reimbursement rates for outpatient hospital services shall
20 remain at the rates in effect on June 30, 2019, subject to
21 Medicaid program upper payment limit rules, and adjusted
22 as necessary to maintain expenditures within the amount
23 appropriated to the department for this purpose for the fiscal
24 year.

25 (2) For the fiscal year beginning July 1, 2019,
26 reimbursement rates for inpatient hospital services shall
27 remain at the rates in effect on June 30, 2019, subject to
28 Medicaid program upper payment limit rules, and adjusted
29 as necessary to maintain expenditures within the amount
30 appropriated to the department for this purpose for the fiscal
31 year.

32 (3) For the fiscal year beginning July 1, 2019, critical
33 access hospitals in the state, as designated pursuant to
34 42 U.S.C. §1395i-4, shall receive cost-based reimbursement
35 utilizing a settlement process to provide reimbursement at

1 the rate provided such hospitals under the federal Medicare
2 program.

3 (4) For the fiscal year beginning July 1, 2019, the graduate
4 medical education and disproportionate share hospital fund
5 shall remain at the amount in effect on June 30, 2019, except
6 that the portion of the fund attributable to graduate medical
7 education shall be reduced in an amount that reflects the
8 elimination of graduate medical education payments made to
9 out-of-state hospitals.

10 (5) In order to ensure the efficient use of limited state
11 funds in procuring health care services for low-income Iowans,
12 funds appropriated in this Act for hospital services shall
13 not be used for activities which would be excluded from a
14 determination of reasonable costs under the federal Medicare
15 program pursuant to 42 U.S.C. §1395x(v)(1)(N).

16 d. For the fiscal year beginning July 1, 2019, reimbursement
17 rates for hospices and acute psychiatric hospitals shall be
18 increased in accordance with increases under the federal
19 Medicare program or as supported by their Medicare audited
20 costs.

21 e. For the fiscal year beginning July 1, 2019, independent
22 laboratories and rehabilitation agencies shall be reimbursed
23 using the same methodology in effect on June 30, 2019.

24 f. (1) For the fiscal year beginning July 1, 2019,
25 reimbursement rates for home health agencies shall be rebased,
26 to the extent possible, within the state funding appropriated
27 for this purpose, and shall continue to be based on the
28 Medicare low utilization payment adjustment (LUPA) methodology
29 with state geographic wage adjustments to reflect the most
30 recent Medicare LUPA rates to the extent possible within the
31 state funding appropriated for this purpose.

32 (2) For the fiscal year beginning July 1, 2019, rates for
33 private duty nursing and personal care services under the early
34 and periodic screening, diagnostic, and treatment program
35 benefit shall be calculated based on the methodology in effect

1 on June 30, 2019.

2 g. For the fiscal year beginning July 1, 2019, federally
3 qualified health centers and rural health clinics shall receive
4 cost-based reimbursement for 100 percent of the reasonable
5 costs for the provision of services to recipients of medical
6 assistance.

7 h. For the fiscal year beginning July 1, 2019, the
8 reimbursement rates for dental services shall remain at the
9 rates in effect on June 30, 2019.

10 i. (1) For the fiscal year beginning July 1, 2019,
11 reimbursement rates for non-state-owned psychiatric medical
12 institutions for children shall be based on the reimbursement
13 methodology in effect on June 30, 2019.

14 (2) As a condition of participation in the medical
15 assistance program, enrolled providers shall accept the medical
16 assistance reimbursement rate for any covered goods or services
17 provided to recipients of medical assistance who are children
18 under the custody of a psychiatric medical institution for
19 children.

20 j. For the fiscal year beginning July 1, 2019, unless
21 otherwise specified in this Act, all noninstitutional medical
22 assistance provider reimbursement rates shall remain at the
23 rates in effect on June 30, 2019, except for area education
24 agencies, local education agencies, infant and toddler
25 services providers, home and community-based services providers
26 including consumer-directed attendant care providers under a
27 section 1915(c) or 1915(i) waiver, targeted case management
28 providers, and those providers whose rates are required to be
29 determined pursuant to [section 249A.20](#), or to meet federal
30 mental health parity requirements.

31 k. Notwithstanding any provision to the contrary, for the
32 fiscal year beginning July 1, 2019, the reimbursement rate for
33 anesthesiologists shall remain at the rates in effect on June
34 30, 2019, and updated on January 1, 2020, to align with the
35 most current Iowa Medicare anesthesia rate.

1 1. Notwithstanding [section 249A.20](#), for the fiscal year
2 beginning July 1, 2019, the average reimbursement rate for
3 health care providers eligible for use of the federal Medicare
4 resource-based relative value scale reimbursement methodology
5 under [section 249A.20](#) shall remain at the rate in effect on
6 June 30, 2019; however, this rate shall not exceed the maximum
7 level authorized by the federal government.

8 m. For the fiscal year beginning July 1, 2019, the
9 reimbursement rate for residential care facilities shall not
10 be less than the minimum payment level as established by the
11 federal government to meet the federally mandated maintenance
12 of effort requirement. The flat reimbursement rate for
13 facilities electing not to file annual cost reports shall not
14 be less than the minimum payment level as established by the
15 federal government to meet the federally mandated maintenance
16 of effort requirement.

17 n. For the fiscal year beginning July 1, 2019, the
18 reimbursement rates for inpatient mental health services
19 provided at hospitals shall remain at the rates in effect on
20 June 30, 2019, subject to Medicaid program upper payment limit
21 rules; and psychiatrists shall be reimbursed at the medical
22 assistance program fee-for-service rate in effect on June 30,
23 2019.

24 o. For the fiscal year beginning July 1, 2019, community
25 mental health centers may choose to be reimbursed for the
26 services provided to recipients of medical assistance through
27 either of the following options:

28 (1) For 100 percent of the reasonable costs of the services.

29 (2) In accordance with the alternative reimbursement rate
30 methodology approved by the department of human services in
31 effect on June 30, 2019.

32 p. For the fiscal year beginning July 1, 2019, the
33 reimbursement rate for providers of family planning services
34 that are eligible to receive a 90 percent federal match shall
35 remain at the rates in effect on June 30, 2019.

1 q. Unless otherwise subject to a tiered rate methodology,
2 for the fiscal year beginning July 1, 2019, the upper
3 limits and reimbursement rates for providers of home and
4 community-based services waiver services shall be reimbursed
5 using the reimbursement methodology in effect on June 30, 2019.

6 r. For the fiscal year beginning July 1, 2019, the
7 reimbursement rates for emergency medical service providers
8 shall remain at the rates in effect on June 30, 2019.

9 s. For the fiscal year beginning July 1, 2019, reimbursement
10 rates for substance-related disorder treatment programs
11 licensed under [section 125.13](#) shall remain at the rates in
12 effect on June 30, 2019.

13 t. For the fiscal year beginning July 1, 2019, assertive
14 community treatment per diem rates shall be adjusted to
15 reflect an actual average per diem cost within the \$1,088,437
16 appropriated for this purpose.

17 2. For the fiscal year beginning July 1, 2019, the
18 reimbursement rate for providers reimbursed under the
19 in-home-related care program shall not be less than the minimum
20 payment level as established by the federal government to meet
21 the federally mandated maintenance of effort requirement.

22 3. Unless otherwise directed in this section, when the
23 department's reimbursement methodology for any provider
24 reimbursed in accordance with this section includes an
25 inflation factor, this factor shall not exceed the amount
26 by which the consumer price index for all urban consumers
27 increased during the calendar year ending December 31, 2002.

28 4. Notwithstanding [section 234.38](#), for the fiscal
29 year beginning July 1, 2019, the foster family basic daily
30 maintenance rate and the maximum adoption subsidy rate for
31 children ages 0 through 5 years shall be \$16.78, the rate for
32 children ages 6 through 11 years shall be \$17.45, the rate for
33 children ages 12 through 15 years shall be \$19.10, and the
34 rate for children and young adults ages 16 and older shall
35 be \$19.35. For youth ages 18 to 21 who have exited foster

1 care, the preparation for adult living program maintenance rate
2 shall be \$602.70 per month. The maximum payment for adoption
3 subsidy nonrecurring expenses shall be limited to \$500 and the
4 disallowance of additional amounts for court costs and other
5 related legal expenses implemented pursuant to 2010 Iowa Acts,
6 chapter 1031, section 408, shall be continued.

7 5. For the fiscal year beginning July 1, 2019, the maximum
8 reimbursement rates for social services providers under
9 contract shall remain at the rates in effect on June 30, 2019,
10 or the provider's actual and allowable cost plus inflation for
11 each service, whichever is less. However, if a new service
12 or service provider is added after June 30, 2019, the initial
13 reimbursement rate for the service or provider shall be based
14 upon a weighted average of provider rates for similar services.

15 6. a. For the fiscal year beginning July 1, 2019, the
16 reimbursement rates for resource family recruitment and
17 retention contractors shall be established by contract.

18 b. For the fiscal year beginning July 1, 2019, the
19 reimbursement rates for supervised apartment living foster care
20 providers shall be established by contract.

21 7. For the fiscal year beginning July 1, 2019, the
22 reimbursement rate for group foster care providers shall be the
23 combined service and maintenance reimbursement rate established
24 by contract.

25 8. The group foster care reimbursement rates paid for
26 placement of children out of state shall be calculated
27 according to the same rate-setting principles as those used for
28 in-state providers, unless the director of human services or
29 the director's designee determines that appropriate care cannot
30 be provided within the state. The payment of the daily rate
31 shall be based on the number of days in the calendar month in
32 which service is provided.

33 9. a. For the fiscal year beginning July 1, 2019, the
34 reimbursement rate paid for shelter care and the child welfare
35 emergency services implemented to provide or prevent the need

1 for shelter care shall be established by contract.

2 b. For the fiscal year beginning July 1, 2019, the combined
3 service and maintenance components of the reimbursement rate
4 paid for shelter care services shall be based on the financial
5 and statistical report submitted to the department. The
6 maximum reimbursement rate shall be \$101.83 per day. The
7 department shall reimburse a shelter care provider at the
8 provider's actual and allowable unit cost, plus inflation, not
9 to exceed the maximum reimbursement rate.

10 c. Notwithstanding [section 232.141, subsection 8](#), for the
11 fiscal year beginning July 1, 2019, the amount of the statewide
12 average of the actual and allowable rates for reimbursement of
13 juvenile shelter care homes that is utilized for the limitation
14 on recovery of unpaid costs shall remain at the amount in
15 effect for this purpose in the fiscal year beginning July 1,
16 2018.

17 10. For the fiscal year beginning July 1, 2019, the
18 department shall calculate reimbursement rates for intermediate
19 care facilities for persons with an intellectual disability
20 at the 80th percentile. Beginning July 1, 2019, the rate
21 calculation methodology shall utilize the consumer price index
22 inflation factor applicable to the fiscal year beginning July
23 1, 2019.

24 11. Effective July 1, 2019, the child care provider
25 reimbursement rates shall remain at the rates in effect on June
26 30, 2019. The department shall set rates in a manner so as
27 to provide incentives for a nonregistered provider to become
28 registered by applying the increase only to registered and
29 licensed providers.

30 12. The department may adopt emergency rules to implement
31 this section.

32 **Sec. 33. USE OF REQUEST FOR PROPOSALS PROCESS — PROHIBITED**
33 **USE OF FUNDS FOR LOBBYING.**

34 1. a. If an entity is not specified to receive moneys
35 allocated or appropriated to administer a program or activity

1 in this division of this Act and the department elects not
2 to administer such program or activity internally, a request
3 for proposals process shall be utilized to select an entity to
4 administer such program or activity.

5 b. Unless otherwise specifically provided, the department
6 shall not retain any portion of the funds allocated or
7 appropriated for programs or activities administered by a
8 specified entity or by an entity selected through a request for
9 proposals process to be used for administrative costs under
10 this division of this Act.

11 c. The department shall submit a report to the individuals
12 identified in this Act for submission of reports by December
13 15, 2019, regarding the outcomes of any program or activity
14 administered by a specified entity or an entity selected
15 through a request for proposals process under this division of
16 this Act.

17 2. Moneys appropriated or allocated under this division of
18 this Act shall not be used, directly or indirectly, for the
19 compensation of a lobbyist. For the purposes of this section,
20 "lobbyist" means the same as defined in section 68B.2; however,
21 "lobbyist" does not include a person employed by a state agency
22 of the executive branch of state government who represents
23 the agency relative to the passage, defeat, approval, or
24 modification of legislation that is being considered by the
25 general assembly.

26 Sec. 34. EMERGENCY RULES.

27 1. If specifically authorized by a provision of this
28 division of this Act, the department of human services or
29 the mental health and disability services commission may
30 adopt administrative rules under section 17A.4, subsection
31 3, and [section 17A.5, subsection 2](#), paragraph "b", to
32 implement the provisions of this division of this Act and
33 the rules shall become effective immediately upon filing or
34 on a later effective date specified in the rules, unless the
35 effective date of the rules is delayed or the applicability

1 of the rules is suspended by the administrative rules review
2 committee. Any rules adopted in accordance with this section
3 shall not take effect before the rules are reviewed by the
4 administrative rules review committee. The delay authority
5 provided to the administrative rules review committee under
6 section 17A.4, subsection 7, and [section 17A.8, subsection 9](#),
7 shall be applicable to a delay imposed under this section,
8 notwithstanding a provision in those sections making them
9 inapplicable to [section 17A.5, subsection 2](#), paragraph "b".
10 Any rules adopted in accordance with the provisions of this
11 section shall also be published as a notice of intended action
12 as provided in [section 17A.4](#).

13 2. If during a fiscal year, the department of human
14 services is adopting rules in accordance with this section
15 or as otherwise directed or authorized by state law, and the
16 rules will result in an expenditure increase beyond the amount
17 anticipated in the budget process or if the expenditure was
18 not addressed in the budget process for the fiscal year, the
19 department shall notify the persons designated by this division
20 of this Act for submission of reports, the chairpersons and
21 ranking members of the committees on appropriations, and
22 the department of management concerning the rules and the
23 expenditure increase. The notification shall be provided at
24 least 30 calendar days prior to the date notice of the rules
25 is submitted to the administrative rules coordinator and the
26 administrative code editor.

27 Sec. 35. REPORTS. Any reports or other information
28 required to be compiled and submitted under this Act during the
29 fiscal year beginning July 1, 2019, shall be submitted to the
30 chairpersons and ranking members of the joint appropriations
31 subcommittee on health and human services, the legislative
32 services agency, and the legislative caucus staffs on or
33 before the dates specified for submission of the reports or
34 information.

35 Sec. 36. EFFECTIVE UPON ENACTMENT. The following

1 provisions of this division of this Act, being deemed of
2 immediate importance, take effect upon enactment:

3 1. The provision relating to section 232.141 and directing
4 the state court administrator and the division administrator of
5 the department of human services division of child and family
6 services to make the determination, by June 15, 2019, of the
7 distribution of funds allocated for the payment of the expenses
8 of court-ordered services provided to juveniles which are a
9 charge upon the state.

10 DIVISION VI

11 HEALTH CARE ACCOUNTS AND FUNDS — FY 2019-2020

12 Sec. 37. PHARMACEUTICAL SETTLEMENT ACCOUNT. There is
13 appropriated from the pharmaceutical settlement account created
14 in section 249A.33 to the department of human services for the
15 fiscal year beginning July 1, 2019, and ending June 30, 2020,
16 the following amount, or so much thereof as is necessary, to be
17 used for the purpose designated:

18 Notwithstanding any provision of law to the contrary, to
19 supplement the appropriations made in this Act for medical
20 contracts under the medical assistance program for the fiscal
21 year beginning July 1, 2019, and ending June 30, 2020:
22 \$ 234,193

23 Sec. 38. QUALITY ASSURANCE TRUST FUND — DEPARTMENT OF HUMAN
24 SERVICES. Notwithstanding any provision to the contrary and
25 subject to the availability of funds, there is appropriated
26 from the quality assurance trust fund created in section
27 249L.4 to the department of human services for the fiscal year
28 beginning July 1, 2019, and ending June 30, 2020, the following
29 amounts, or so much thereof as is necessary, for the purposes
30 designated:

31 To supplement the appropriation made in this Act from the
32 general fund of the state to the department of human services
33 for medical assistance for the same fiscal year:
34 \$ 58,570,397

35 Sec. 39. HOSPITAL HEALTH CARE ACCESS TRUST FUND —

1 DEPARTMENT OF HUMAN SERVICES. Notwithstanding any provision to
2 the contrary and subject to the availability of funds, there is
3 appropriated from the hospital health care access trust fund
4 created in section 249M.4 to the department of human services
5 for the fiscal year beginning July 1, 2019, and ending June
6 30, 2020, the following amounts, or so much thereof as is
7 necessary, for the purposes designated:

8 To supplement the appropriation made in this Act from the
9 general fund of the state to the department of human services
10 for medical assistance for the same fiscal year:

11 \$ 33,920,554

12 Sec. 40. MEDICAL ASSISTANCE PROGRAM — NONREVERSION

13 FOR FY 2019-2020. Notwithstanding section 8.33, if moneys
14 appropriated for purposes of the medical assistance program for
15 the fiscal year beginning July 1, 2019, and ending June 30,
16 2020, from the general fund of the state, the quality assurance
17 trust fund and the hospital health care access trust fund, are
18 in excess of actual expenditures for the medical assistance
19 program and remain unencumbered or unobligated at the close
20 of the fiscal year, the excess moneys shall not revert but
21 shall remain available for expenditure for the purposes of the
22 medical assistance program until the close of the succeeding
23 fiscal year.

24 DIVISION VII

25 GRADUATED SANCTION, COURT-ORDERED, AND GROUP FOSTER CARE
26 SERVICES AND FUNDING WORK GROUP

27 Sec. 41. GRADUATED SANCTION, COURT-ORDERED, AND GROUP
28 FOSTER CARE SERVICES AND FUNDING WORK GROUP.

29 1. As used in this section, unless the context otherwise
30 requires:

31 a. "Court-ordered services" means the defined or specific
32 care and treatment that is ordered by the court for an eligible
33 child and for which no other payment source is available to
34 cover the cost.

35 b. "Department" means the department of human services.

1 c. "Eligible child" means a child who has been adjudicated
2 delinquent, is at risk, or has been certified by the chief
3 juvenile court officer as eligible for court-ordered services.

4 d. "Graduated sanction services" includes community-based
5 interventions, school-based supervision, and supportive
6 enhancements provided in community-based settings to an
7 eligible child who is adjudicated delinquent or who is at risk
8 of adjudication.

9 2. The division of criminal and juvenile justice planning
10 of the department of human rights shall convene and provide
11 administrative support to a work group to review and develop
12 a plan to transfer the administration of graduated sanctions
13 and court-ordered services and funding and the oversight of
14 group foster care placements for eligible children from the
15 department to the office of the state court administrator.
16 The plan shall ensure that the office of the state court
17 administrator has the capacity, resources, and expertise to
18 manage the funding and services effectively.

19 3. a. In addition to a representative of the division of
20 criminal and juvenile justice planning of the department of
21 human rights, the membership of the work group shall include
22 but is not limited to representatives of all of the following:

23 (1) The judicial branch, including the state court
24 administrator or the state court administrator's designee,
25 a juvenile court judge, at least one chief juvenile court
26 officer, and a representative with fiscal and contract
27 experience.

28 (2) The department of human services, including
29 representatives with experience managing graduated sanctions
30 funding and group foster care placements.

31 (3) The department of justice.

32 (4) The juvenile justice advisory committee.

33 (5) Member and nonmember agencies of the coalition for
34 family and children's services in Iowa.

35 (6) Providers of community-based services for eligible

1 children.

2 (7) Providers of group foster care.

3 (8) Attorneys who represent children in juvenile justice
4 proceedings.

5 (9) County attorneys.

6 (10) Federal Title IV-E funding and services subject matter
7 experts.

8 (11) Individuals who formerly received services as eligible
9 children or their parents.

10 b. In addition, the work group membership shall include
11 four members of the general assembly. The legislative members
12 shall serve as ex officio, nonvoting members of the work group,
13 with one member to be appointed by each of the following: the
14 majority leader of the senate, the minority leader of the
15 senate, the speaker of the house of representatives, and the
16 minority leader of the house of representatives.

17 c. In addition to the members specified, the division
18 of criminal and juvenile justice planning may include other
19 stakeholders with interest or expertise on the work group.

20 d. Any expenses incurred by a member of the work group
21 shall be the responsibility of the individual member or the
22 respective entity represented by the member.

23 4. The work group shall do all of the following:

24 a. Develop an action plan to transfer the administration
25 of juvenile court graduated sanction services, court-ordered
26 services, and associated funding from the department to the
27 office of the state court administrator by July 1, 2020.

28 b. Develop an action plan to transfer the oversight of
29 group foster care services for eligible children from the
30 department to the office of the state court administrator or
31 other appropriate state entity with the necessary expertise to
32 provide such services by July 1, 2020.

33 c. Evaluate current resources to determine the most
34 efficient means of suitably equipping the office of the state
35 court administrator with the policies and legal authority;

1 staffing; contracting, procurement, data, and quality assurance
2 capabilities; and other resources necessary to manage such
3 funds and associated services effectively. The evaluation
4 shall require collaboration with the department to manage
5 transition activities.

6 d. Recommend statutory and administrative policies and
7 court rules to promote collaborative case planning and quality
8 assurance between the department and juvenile court services
9 for youth who may be involved in both the child welfare and
10 juvenile justice systems or who may utilize the same providers
11 or services.

12 e. Determine the impact and role of the federal Family
13 First Prevention Services Act relative to the various funding
14 streams and services under the purview of the work group, and
15 recommend statutory and administrative policies and rules to
16 coordinate the duties of the work group with implementation and
17 administration of the federal Act.

18 f. Determine the role of the decategorization of child
19 welfare and juvenile justice funding initiative pursuant
20 to section 232.188 relative to the other funding streams
21 and services under the purview of the work group, and make
22 recommendations regarding the future of the initiative
23 including the potential transfer of administration of the
24 initiative from the department to the office of the state court
25 administrator.

26 g. Consult with other state juvenile court systems and
27 subject matter experts to review administration of similar
28 programs, to glean information on lessons learned and best
29 practices, and to determine the types of community and
30 residential services that have demonstrated effectiveness for
31 eligible children.

32 5. The division of criminal and juvenile justice planning
33 of the department of human rights shall submit a report of the
34 findings and recommendations of the work group to the governor
35 and the general assembly by December 15, 2019.

1 continue to collaborate to develop a cost allocation plan
2 requesting Medicaid administrative funding to provide for the
3 claiming of federal financial participation for aging and
4 disability resource center activities that are performed to
5 assist with administration of the Medicaid program. By January
6 1, 2021, the department of human services shall submit to
7 the centers for Medicare and Medicaid services of the United
8 States department of health and human services any Medicaid
9 state plan amendment as necessary and shall enter into any
10 interagency agreement with the department on aging to implement
11 this section.

12 DIVISION XI

13 DECATEGORYIZATION FY 2017 CARRYOVER FUNDING

14 Sec. 45. DECATEGORYIZATION CARRYOVER FUNDING FY 2017 —
15 TRANSFER TO MEDICAID PROGRAM. Notwithstanding section 232.188,
16 subsection 5, paragraph "b", any state-appropriated moneys in
17 the funding pool that remained unencumbered or unobligated
18 at the close of the fiscal year beginning July 1, 2016, and
19 were deemed carryover funding to remain available for the two
20 succeeding fiscal years that still remain unencumbered or
21 unobligated at the close of the fiscal year beginning July 1,
22 2018, shall not revert but shall be transferred to the medical
23 assistance program for the fiscal year beginning July 1, 2019.

24 Sec. 46. EFFECTIVE DATE. This division of this Act, being
25 deemed of immediate importance, takes effect upon enactment.

26 Sec. 47. RETROACTIVE APPLICABILITY. This division of this
27 Act applies retroactively to July 1, 2018.

28 DIVISION XII

29 PRIOR APPROPRIATIONS AND OTHER PROVISIONS

30 TEMPORARY ASSISTANCE FOR NEEDY FAMILIES (TANF)

31 Sec. 48. 2017 Iowa Acts, chapter 174, section 45, as amended
32 by 2018 Iowa Acts, chapter 1165, section 10, is amended to read
33 as follows:

34 SEC. 45. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK
35 GRANT. There is appropriated from the fund created in section

1 8.41 to the department of human services for the fiscal year
2 beginning July 1, 2018, and ending June 30, 2019, from moneys
3 received under the federal temporary assistance for needy
4 families (TANF) block grant pursuant to the federal Personal
5 Responsibility and Work Opportunity Reconciliation Act of 1996,
6 Pub. L. No. 104-193, and successor legislation, the following
7 amounts, or so much thereof as is necessary, to be used for the
8 purposes designated:

9 1. To be credited to the family investment program account
10 and used for assistance under the family investment program
11 under [chapter 239B](#):
12 \$ ~~4,539,006~~
13 4,025,108

14 2. To be credited to the family investment program account
15 and used for the job opportunities and basic skills (JOBS)
16 program and implementing family investment agreements in
17 accordance with [chapter 239B](#):
18 \$ ~~5,412,060~~
19 5,192,060

20 3. To be used for the family development and
21 self-sufficiency grant program in accordance with section
22 216A.107:
23 \$ ~~2,883,980~~
24 2,898,980

25 Notwithstanding [section 8.33](#), moneys appropriated in this
26 subsection that remain unencumbered or unobligated at the close
27 of the fiscal year shall not revert but shall remain available
28 for expenditure for the purposes designated until the close of
29 the succeeding fiscal year. However, unless such moneys are
30 encumbered or obligated on or before September 30, 2019, the
31 moneys shall revert.

32 4. For field operations:
33 \$ ~~31,296,232~~
34 32,465,681

35 5. For general administration:

1 \$ 3,744,000

2 6. For state child care assistance:

3 \$ 47,166,826

4 a. Of the funds appropriated in this subsection,

5 \$26,205,412 is transferred to the child care and development

6 block grant appropriation made by the Eighty-seventh General

7 Assembly, 2018 session, for the federal fiscal year beginning

8 October 1, 2018, and ending September 30, 2019. Of this

9 amount, \$200,000 shall be used for provision of educational

10 opportunities to registered child care home providers in order

11 to improve services and programs offered by this category

12 of providers and to increase the number of providers. The

13 department may contract with institutions of higher education

14 or child care resource and referral centers to provide

15 the educational opportunities. Allowable administrative

16 costs under the contracts shall not exceed 5 percent. The

17 application for a grant shall not exceed two pages in length.

18 b. Any funds appropriated in this subsection remaining

19 unallocated shall be used for state child care assistance

20 payments for families who are employed including but not

21 limited to individuals enrolled in the family investment

22 program.

23 7. For child and family services:

24 \$ 32,380,654

25 8. For child abuse prevention grants:

26 \$ 125,000

27 9. For pregnancy prevention grants on the condition that

28 family planning services are funded:

29 \$ ~~1,913,203~~

30 1,890,203

31 Pregnancy prevention grants shall be awarded to programs

32 in existence on or before July 1, 2018, if the programs have

33 demonstrated positive outcomes. Grants shall be awarded to

34 pregnancy prevention programs which are developed after July

35 1, 2018, if the programs are based on existing models that

1 have demonstrated positive outcomes. Grants shall comply with
2 the requirements provided in 1997 Iowa Acts, chapter 208,
3 section 14, subsections 1 and 2, including the requirement that
4 grant programs must emphasize sexual abstinence. Priority in
5 the awarding of grants shall be given to programs that serve
6 areas of the state which demonstrate the highest percentage of
7 unplanned pregnancies of females of childbearing age within the
8 geographic area to be served by the grant.

9 10. For technology needs and other resources necessary
10 to meet federal welfare reform reporting, tracking, and case
11 management requirements:

12 \$ 1,037,186
13 862,186

14 11. a. Notwithstanding any provision to the contrary,
15 including but not limited to requirements in [section 8.41](#) or
16 provisions in 2017 or 2018 Iowa Acts regarding the receipt and
17 appropriation of federal block grants, federal funds from the
18 temporary assistance for needy families block grant received by
19 the state and not otherwise appropriated in this section and
20 remaining available for the fiscal year beginning July 1, 2018,
21 are appropriated to the department of human services to the
22 extent as may be necessary to be used in the following priority
23 order: the family investment program, for state child care
24 assistance program payments for families who are employed, and
25 for the family investment program share of system costs for
26 eligibility determination and related functions. The federal
27 funds appropriated in this paragraph "a" shall be expended
28 only after all other funds appropriated in subsection 1 for
29 assistance under the family investment program, in subsection 6
30 for child care assistance, or in subsection 10 for technology
31 costs related to the family investment program, as applicable,
32 have been expended. For the purposes of this subsection, the
33 funds appropriated in subsection 6, paragraph "a", for transfer
34 to the child care and development block grant appropriation
35 are considered fully expended when the full amount has been

1 transferred.

2 b. The department shall, on a quarterly basis, advise the
3 legislative services agency and department of management of
4 the amount of funds appropriated in this subsection that was
5 expended in the prior quarter.

6 12. Of the amounts appropriated in this section,
7 \$12,962,008 for the fiscal year beginning July 1, 2018, is
8 transferred to the appropriation of the federal social services
9 block grant made to the department of human services for that
10 fiscal year.

11 13. For continuation of the program providing categorical
12 eligibility for the food assistance program as specified
13 for the program in the section of this division of this Act
14 relating to the family investment program account:

15	\$	14,236
16		<u>13,000</u>

17 14. The department may transfer funds allocated in this
18 section to the appropriations made in this division of this Act
19 for the same fiscal year for general administration and field
20 operations for resources necessary to implement and operate the
21 services referred to in this section and those funded in the
22 appropriation made in this division of this Act for the same
23 fiscal year for the family investment program from the general
24 fund of the state.

25 15. With the exception of moneys allocated under this
26 section for the family development and self-sufficiency grant
27 program, to the extent moneys allocated in this section are
28 deemed by the department not to be necessary to support the
29 purposes for which they are allocated, such moneys may be
30 used in the same fiscal year for any other purpose for which
31 funds are allocated in this section or in section 7 of this
32 division for the family investment program account. If there
33 are conflicting needs, priority shall first be given to the
34 family investment program account as specified under subsection
35 1 of this section and used for the purposes of assistance under

1 the family investment program under **chapter 239B**, followed by
2 state child care assistance program payments for families who
3 are employed, followed by other priorities as specified by the
4 department.

5 FAMILY INVESTMENT PROGRAM ADJUSTMENTS

6 Sec. 49. 2017 Iowa Acts, chapter 174, section 46, subsection
7 4, as amended by 2018 Iowa Acts, chapter 1165, section 11, is
8 amended to read as follows:

9 4. Moneys appropriated in this division of this Act and
10 credited to the FIP account for the fiscal year beginning July
11 1, 2018, and ending June 30, 2019, are allocated as follows:

12 a. To be retained by the department of human services to	
13 be used for coordinating with the department of human rights	
14 to more effectively serve participants in FIP and other shared	
15 clients and to meet federal reporting requirements under the	
16 federal temporary assistance for needy families block grant:	
17	\$ 5,000
18	<u>20,000</u>

19 b. To the department of human rights for staffing,
20 administration, and implementation of the family development
21 and self-sufficiency grant program in accordance with section
22 216A.107:

23 \$ 6,192,834

24 (1) Of the funds allocated for the family development
25 and self-sufficiency grant program in this paragraph "b",
26 not more than 5 percent of the funds shall be used for the
27 administration of the grant program.

28 (2) The department of human rights may continue to implement
29 the family development and self-sufficiency grant program
30 statewide during fiscal year 2018-2019.

31 (3) The department of human rights may engage in activities
32 to strengthen and improve family outcomes measures and
33 data collection systems under the family development and
34 self-sufficiency grant program.

35 c. For the diversion subaccount of the FIP account:

1	\$	749,694
2		<u>815,000</u>

3 A portion of the moneys allocated for the subaccount may
4 be used for field operations, salaries, data management
5 system development, and implementation costs and support
6 deemed necessary by the director of human services in order to
7 administer the FIP diversion program. To the extent moneys
8 allocated in this paragraph "c" are deemed by the department
9 not to be necessary to support diversion activities, such
10 moneys may be used for other efforts intended to increase
11 engagement by family investment program participants in work,
12 education, or training activities, or for the purposes of
13 assistance under the family investment program in accordance
14 with [chapter 239B](#).

15 d. For the food assistance employment and training program:
16 \$ 66,588

17 (1) The department shall apply the federal supplemental
18 nutrition assistance program (SNAP) employment and training
19 state plan in order to maximize to the fullest extent permitted
20 by federal law the use of the 50 percent federal reimbursement
21 provisions for the claiming of allowable federal reimbursement
22 funds from the United States department of agriculture
23 pursuant to the federal SNAP employment and training program
24 for providing education, employment, and training services
25 for eligible food assistance program participants, including
26 but not limited to related dependent care and transportation
27 expenses.

28 (2) The department shall continue the categorical federal
29 food assistance program eligibility at 160 percent of the
30 federal poverty level and continue to eliminate the asset test
31 from eligibility requirements, consistent with federal food
32 assistance program requirements. The department shall include
33 as many food assistance households as is allowed by federal
34 law. The eligibility provisions shall conform to all federal
35 requirements including requirements addressing individuals who

1 are incarcerated or otherwise ineligible.

2 e. For the JOBS program:

3	\$ 12,139,821
4	<u>11,919,821</u>

5 MEDICAL ASSISTANCE PROGRAM ADJUSTMENT

6 Sec. 50. 2017 Iowa Acts, chapter 174, section 51, unnumbered
7 paragraph 2, as amended by 2018 Iowa Acts, chapter 1165,
8 section 18, is amended to read as follows:

9 For medical assistance program reimbursement and associated
10 costs as specifically provided in the reimbursement
11 methodologies in effect on June 30, 2018, except as otherwise
12 expressly authorized by law, consistent with options under
13 federal law and regulations, and contingent upon receipt of
14 approval from the office of the governor of reimbursement for
15 each abortion performed under the program:

16	\$ 1,337,841,375
17	<u>1,488,141,375</u>

18 GROUP FOSTER CARE REALLOCATION

19 Sec. 51. 2017 Iowa Acts, chapter 174, section 57, subsection
20 3, paragraph a, as amended by 2018 Iowa Acts, chapter 1165,
21 section 28, is amended to read as follows:

22 3. a. Of the funds appropriated in this section, up to
23 \$34,536,648 is allocated as the statewide expenditure target
24 under [section 232.143](#) for group foster care maintenance and
25 services. If the department projects that such expenditures
26 for the fiscal year will be less than the target amount
27 allocated in this paragraph "a", the department may reallocate
28 the excess to provide additional funding for family foster
29 care, independent living, family safety, risk and permanency
30 services, shelter care, or the child welfare emergency services
31 addressed with the allocation for shelter care.

32 SHELTER CARE ALLOCATION

33 Sec. 52. 2017 Iowa Acts, chapter 174, section 57, subsection
34 6, as amended by 2018 Iowa Acts, chapter 1165, section 28, is
35 amended to read as follows:

1 6. ~~Notwithstanding section 234.35 or any other provision of~~
2 ~~law to the contrary, state funding~~ Of the funds appropriated
3 in this section, a sufficient amount is allocated for shelter
4 care and the child welfare emergency services contracting
5 implemented to provide for or prevent the need for shelter care
6 ~~shall be limited to \$8,096,158.~~

7 OTHER FUNDING FOR CHILD WELFARE SERVICES

8 Sec. 53. 2017 Iowa Acts, chapter 174, section 57, subsection
9 6, as amended by 2018 Iowa Acts, chapter 1165, section 28, is
10 amended by adding the following new subsection:

11 NEW SUBSECTION. 24. If a separate funding source is
12 identified that reduces the need for state funds within an
13 allocation under this section, the allocated state funds may be
14 redistributed to other allocations under this section for the
15 same fiscal year.

16 Sec. 54. EFFECTIVE DATE. This division of this Act, being
17 deemed of immediate importance, takes effect upon enactment.

18 Sec. 55. RETROACTIVE APPLICABILITY. This division of this
19 Act applies retroactively to July 1, 2018.

20 DIVISION XIII

21 HOSPITAL HEALTH CARE ACCESS ASSESSMENT PROGRAM FUTURE REPEAL

22 Sec. 56. Section 249M.5, Code 2019, is amended to read as
23 follows:

24 **249M.5 Future repeal.**

25 This chapter is repealed July 1, ~~2019~~ 2021.

26 Sec. 57. EFFECTIVE DATE. This division of this Act, being
27 deemed of immediate importance, takes effect upon enactment.

28 DIVISION XIV

29 MENTAL HEALTH AND DISABILITY SERVICES — TRANSFER OF FUNDS

30 Sec. 58. MENTAL HEALTH AND DISABILITY SERVICES — TRANSFER
31 OF FUNDS. Notwithstanding section 331.432, a county with a
32 population of over 300,000 based on the most recent federal
33 decennial census, may transfer funds from any other fund of the
34 county to the mental health and disability regional services
35 fund for the purposes of providing mental health and disability

1 services for the fiscal year beginning July 1, 2019, and
2 ending June 30, 2020. The county shall submit a report to
3 the governor and the general assembly by September 1, 2020,
4 including the source of any funds transferred, the amount of
5 the funds transferred, and the mental health and disability
6 services provided with the transferred funds.

7 DIVISION XV

8 OPERATION OF BOARD OF MEDICINE, BOARD OF NURSING, BOARD OF
9 PHARMACY, AND THE DENTAL BOARD

10 Sec. 59. Section 135.11A, subsection 1, Code 2019, is
11 amended to read as follows:

12 1. There shall be a professional licensure division within
13 the department of public health. Each board under [chapter 147](#)
14 or under the administrative authority of the department, except
15 the board of nursing, board of medicine, dental board, and
16 board of pharmacy, shall receive administrative and clerical
17 support from the division and may not employ its own support
18 staff for administrative and clerical duties. The executive
19 director of the board of nursing, board of medicine, dental
20 board, and board of pharmacy shall be appointed pursuant to
21 section 135.11B.

22 Sec. 60. NEW SECTION. 135.11B **Appointment of certain**
23 **executive directors.**

24 1. The director shall appoint and supervise a full-time
25 executive director for each of the following boards:

- 26 a. The board of medicine.
- 27 b. The board of nursing.
- 28 c. The dental board.
- 29 d. The board of pharmacy.

30 2. Each board listed in subsection 1 shall advise the
31 director in evaluating potential candidates for the position of
32 executive director, consult with the director in the hiring of
33 the executive director, and review and advise the director on
34 the performance of the executive director in the discharge of
35 the executive director's duties.

1 3. Each board listed in subsection 1 shall retain sole
2 discretion and authority to execute the core functions of the
3 board including but not limited to policymaking, advocating
4 for and against legislation, rulemaking, licensing, licensee
5 investigations, licensee disciplinary proceedings, and
6 oversight of professional health programs. The director's
7 supervision of the executive director shall not interfere with
8 the board's discretion and authority in executing the core
9 functions of the board.

10 Sec. 61. Section 147.80, subsection 3, Code 2019, is amended
11 to read as follows:

12 3. The board of medicine, the board of pharmacy, the
13 dental board, and the board of nursing shall retain individual
14 executive officers pursuant to section 135.11B, but shall
15 make every effort to share administrative, clerical, and
16 investigative staff to the greatest extent possible.

17 Sec. 62. Section 152.2, Code 2019, is amended to read as
18 follows:

19 **152.2 Executive director.**

20 The board shall ~~appoint~~ retain a full-time executive
21 director, who shall be appointed pursuant to section 135B.11.
22 The executive director shall be a registered nurse ~~and shall~~
23 ~~not be a member of the board.~~ The governor, with the approval
24 of the executive council pursuant to section 8A.413, subsection
25 3, under the pay plan for exempt positions in the executive
26 branch of government, shall set the salary of the executive
27 director.

28 Sec. 63. Section 153.33, subsection 2, Code 2019, is amended
29 to read as follows:

30 2. All employees needed to administer **this chapter** except
31 the executive director shall be appointed pursuant to the merit
32 system. The executive director shall ~~serve at the pleasure of~~
33 ~~the board~~ be appointed pursuant to section 135.11B and shall
34 be exempt from the merit system provisions of chapter 8A,
35 subchapter IV.

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EXPLANATION

The inclusion of this explanation does not constitute agreement with the explanation's substance by the members of the general assembly.

This bill relates to appropriations for health and human services for fiscal year 2019-2020 to the department of veterans affairs, Iowa veterans home, department on aging (IDA), office of long-term care ombudsman, department of public health (DPH), Iowa finance authority, department of human rights, and department of human services (DHS). The bill is organized into divisions.

DEPARTMENT ON AGING. This division makes appropriations from the general fund of the state to the department on aging.

OFFICE OF LONG-TERM CARE OMBUDSMAN. This division makes appropriations from the general fund of the state to the office of long-term care ombudsman.

DEPARTMENT OF PUBLIC HEALTH. This division makes appropriations from the general fund of the state to the department of public health.

DEPARTMENT OF VETERANS AFFAIRS AND IOWA VETERANS HOME. This division makes appropriations from the general fund of the state to the department of veterans affairs for administration, the Iowa veterans home, for transfer to the Iowa finance authority for the home ownership assistance program, and for the county commissions of veteran affairs.

DEPARTMENT OF HUMAN SERVICES. This division makes appropriations from the general fund of the state and the federal temporary assistance for needy families block grant to DHS. The allocation for the family development and self-sufficiency grant program is made directly to the department of human rights. The reimbursement section addresses reimbursement for providers reimbursed by the department of human services.

HEALTH CARE ACCOUNTS AND FUNDS. This division makes certain health-related appropriations. A number of the appropriations are made for purposes of the Medicaid program in addition to

1 the general fund appropriations made for this purpose for the
2 same fiscal year.

3 GRADUATED SANCTIONS, COURT-ORDERED, AND GROUP FOSTER CARE
4 SERVICES AND FUNDING WORK GROUP. This division requires
5 the division of criminal and juvenile justice planning
6 of the department of human rights to convene and provide
7 administrative support to a work group to review and develop
8 a plan to transfer the administration of graduated sanctions
9 and court-ordered services and funding and the oversight
10 of group foster care placements for juvenile delinquents
11 from the department of human services to the office of state
12 court administrator. The division of criminal and juvenile
13 justice planning shall submit a report of the findings and
14 recommendations of the work group to the governor and the
15 general assembly by December 15, 2019.

16 PLAN FOR TRANSFER OF DPH, DIVISION OF BEHAVIORAL HEALTH,
17 BUREAU OF SUBSTANCE ABUSE TO DHS. This division requires DPH
18 and DHS to collaborate to develop a plan to transfer the duties
19 of the DPH, division of behavioral health, bureau of substance
20 abuse to DHS. The plan shall be submitted to the governor and
21 the general assembly by December 15, 2019.

22 MEDICAID MANAGED CARE CONTRACTS. This division requires DHS
23 to notify the chairpersons and ranking members of the joint
24 appropriations subcommittee on health and human services,
25 the legislative services agency, and the legislative caucus
26 staffs within 30 days of the execution of a Medicaid managed
27 care contract or amendment to a contract and within 30 days of
28 the determination of whether to return the incentive payment
29 withhold amount to a managed care organization.

30 MEDICAID CLAIMING. This division directs IDA and DHS to
31 continue to collaborate to develop a cost allocation plan for
32 the claiming of federal financial participation for aging and
33 disability resource center activities, and to submit a request
34 for federal approval of the cost allocation plan by January 1,
35 2021.

1 DECATEGORIZATION FISCAL YEAR 2017. This division provides
2 for transfer of carryover decategorization funding to the
3 medical assistance program. The division takes effect upon
4 enactment and is retroactively applicable to July 1, 2018.

5 PRIOR APPROPRIATIONS AND OTHER PROVISIONS. This division
6 includes amendments to prior appropriations relating to
7 temporary assistance for needy families, the family investment
8 program, the group foster care reallocation, the shelter care
9 allocation, other funding for child welfare services, and the
10 medical assistance program. The division takes effect upon
11 enactment and is retroactively applicable to July 1, 2018.

12 HOSPITAL HEALTH CARE ACCESS ASSESSMENT PROGRAM FUTURE
13 REPEAL. This division eliminates the repeal of Code chapter
14 249M (hospital health care access assessment program). The
15 division takes effect upon enactment.

16 MENTAL HEALTH AND DISABILITY SERVICES — TRANSFER OF FUNDS.
17 This division provides that notwithstanding a provision to the
18 contrary, a county with a population of over 300,000 based on
19 the most recent federal decennial census, may transfer funds
20 from any other fund of the county not comprised of revenue
21 generated by a levy to the mental health and disability
22 regional services fund for purposes of providing mental health
23 and disability services for the fiscal year beginning July 1,
24 2019, and ending June 30, 2020. The county is required to
25 submit a report to the governor and the general assembly by
26 September 1, 2020, regarding the activities related to the
27 transfer of any funds.

28 APPOINTMENT OF EXECUTIVE DIRECTORS OF CERTAIN HEALTH
29 PROFESSION BOARDS. This division relates to the appointment
30 of the executive directors of the board of medicine, board
31 of nursing, board of pharmacy, and dental board. The bill
32 provides that the director of public health shall appoint
33 each such executive director. The bill instructs each board
34 to advise and consult with the director of public health
35 relative to potential candidates for the position of executive

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1 director and the performance of current executive directors,
2 and provides that each board shall retain sole discretion and
3 authority to execute the core functions of the board.